

Salinas Valley State Prison
 Larry D. Padilla, P-05966
 P.O. Box 1050 / A3-202L
 Sloedad, Ca. 93960-1050

FILED

JUN 26 2008

IN THE UNITED STATES DISTRICT COURT
 FOR THE NORTHERN DISTRICT OF CALIFORNIA

RICHARD W. WIEKING
 CLERK U.S. DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA

(SAN JOSE)

Larry D. Padilla,)
 Plaintiff,)
 Vs.)
 M.S.Evans, (Warden),)
 et.al. Defendant.)

Case No. 5:06-CV-01725-JF

**PLAINTIFF'S OPPOSITION TO DEFENDANT'S
 SUMMARY JUDGMENT**

Plaintiff Larry D. Padilla, P-05966, submits this Opposition to defendant(s)
 Motion for Summary Judgment to dismiss.

Plaintiff's submits this Opposition as fact in the matter pending before this
 Court, with plaintiff's recorded record of plaintiff's release times from his cell,
 as well as exhibits that show the blatant disregard for not only plaintiff's
 constitutional rights but the constitutional rights of all other prisoners on this
 "Sensitive Needs Yard" here at Salinas Valley State Prison.

INTRODUCTION

In defendant(s) Summary Judgment; Memorandum of Points and Authorities the
 Introduction, defendant(s) state "Plaintiff's Eighth Amendment right was not
 violated as he was afforded the opportunity to exercise for approximately forty -
 five hours during the month of January 2005".

Plaintiff has kept a record of the time's he stepped out of his cell(top tier)
 and stepped back in his cell (see exh. A) also (see exh. B) declarations of the
 inmates housed in plaintiff's cell since January 2005, therefore it is apparent
 that not only are the log books forged, but officer's cover their tracks by writing
 in the times ahead of time knowing that they are false in order to save time by not

1 writing the correct times as they actually do occur.

2 Exercise is one of the Basic Human necessities protected by the Eighth
3 Amendment. Lemaire V. Maass, 12 F.3d 1444,1457 (9th Cir. 1993). Prisoners may not
4 be deprived of all exercise. Toussaint V. McCarthy, 597 F.Supp. 1388,1393 (N.D.
5 Cal. 1984). Moreover, the deprivation of outdoor exercise may constitute cruel and
6 unusual punishment; "Some form of regular outdoor exercise is extremely important
7 to the psychological and physical well-being of the inmate". Spain V. Procunier,
8 600 F.2d 189.199 (9th Cir. 1979). The long term denial of outdoor exercise is
9 therefore unconstitutional. See, Spain, Supra, at p.200; See also, Toussaint V.
10 Yockey, 722 F.2d 1490,1493 (9th Cir. 1984). Denial of outdoor exercise to inmate
11 raised "substantial constitutional question". The existence of logistical problems
12 which make it difficult to provide adequate outdoor exercise is not an acceptable
13 excuse. Allen V. Sakai, 48 F.3d 1082 (9th Cir. 1994), cert.denied, 115 S.Ct. 1695
14 (1995). Nor may an inmate be forced to choose between his clearly established
15 constitutional right to outdoor exercise and other constitutionally protected
16 rights. Allen V. City Of Honolulu, 39 F.3d 936, 940 (9th Cir. 1994).

17 Dr. Rundle is a psychiatrist, specializing in institutional psychiatry. He
18 has practiced at public health hospitals, private community hospitals, drug
19 addiction treatment programs, and correctional institutions. He has advised a State
20 Legislature, held administrative positions in corrections programs, and served as
21 as a court - appointed advisor and monitor in (2) two Federal Prison Litigation
22 action. The psychological impact of lack of adequate exercise (outdoor) in prisons
23 is a significant part of his work for the plaintiffs in Lemaire V. Maass, Supra, on
24 the psychological effects of DSU exercise conditions. He testified that inmates
25 can suffer serious psychological harm from the lack of adequate exercise opportu-
26 nities. Dr. rundle believes the harmful effects of lack of exercise begin to
27 deteriorate within a few days after being deprived of sunlight, fresh air, and
28 exercise. After three to four weeks in such conditions, most people will suffer

1 physical and psychological harm which may be irreversible or slow to remit.
2 Dr. Rundle also observed that confinement under such conditions leads to a build-
3 up of tensions that often result in painful contractions of large muscles, which
4 would in most cases be relieved by regular, vigorous exercise. Dr. Rundle
5 testified that when the normal means of discharging accumulated tension through
6 exercise is not available in prison, inmates often express this tension with
7 physical violence and aimless destruction of property. The lack of exercise is
8 also a potent factor in developing and exacerbating depression. This effect is
9 enhanced by the lack of time out of cell and lack of interaction with others.
10 Dr. Rundle characterizes the importance of outdoor exercise to prison populations
11 as "Universally Accepted" by health care and correctional experts.

12 Dr. Rundle noted that standards developed by the American Correctional
13 Association and the American Medical Association for prisoners include regular
14 outdoor exercise. In Martino V. Carey, 563 F.Supp. 984,1001 (D.OR 1983) Judge
15 Redden held that it was unconstitutional to deprive jail outdoor exercise. He
16 described cases holding that the denial of exercise violate the Eighth Amendment
17 as "Legion". After Martino, a California District Court said, "It is settled that
18 prisoners may not be deprived of all exercise, because some form of regular
19 outdoor exercise is extremely important to the psychological and physical well-
20 being of the inmate. Toussaint V. McCarthy, at 1393. The court held in Lemaire,
21 Supra, that "Plaintiff is deprived of outdoor exercise opportunities to prevent
22 physical and mental deterioration. This is unconstitutional". Underlying the Eighth
23 Amendment is a fundamental premise that prisoners are not to be treated as less
24 than human beings Furman V. Georgia, 408 U.S. 238,271-73, 92 S.Ct. 2726 33 L.Ed
25 2d 346 (1972)(Brennan, J. concurring).

26 The defendant(s) also State that "Plaintiff's Equal Protection claim fails
27 because he has not shown that he was treated differently from other similarly
28 situated inmates".

1 Plaintiff is on a "Sensitive Needs Yard" in which his self as well as the
2 other inmates on this yard are treated differently, due to their "Sensitive Needs"
3 status.

4 B-Yard is another "Sensitive Needs Yard", C-Yard is a general population yard
5 and are not subjected to the denial of outdoor exercise or they would riot, D-Yard
6 is an Extreme Out Patient Program and a $\frac{1}{4}$ (Ad_Seg) Administrative Segregation yard,
7 therefore defendant(s) claim fails to prove that there was not an Equal Protection
8 violation. Williams V. Lane, 851 F.2d 867 (7th Cir. 1988) In this case Williams
9 has Meeks V. Lane, in which the A.R. 808 was revised in 1982 to allow for the
10 implementation of the consent decree entered in Meeks V. Lane, 75 C 96 (three-judge
11 district court, N.D.Ill. 1981). and reproduced in the plaintiffs' Appendix. This
12 decree required, inter alia, that defendants provide inmates in protective custody
13 "with the same opportunities as other inmates in other housing areas of the
14 general population for... Job assignments, vocational and educational assignments,
15 recreation, access to prison libraries, access to religious services and to all
16 institutional programs".

17 Contray to what the defendant(s) in this matter state in there Summary
18 Judgment, they have and still continue to violate plaintiff's constitutional rights
19 under the law inwhich plaintiff has shown in his complaint and written record of a
20 true log.

21 In defendant(s) statement of the issues (1) the defendant(s) state:
22 "Plaintiff was afforded approximately 45 hours of out-of-cell exercise, including
23 17 hours of outdoor exercise during this time period." This period was from
24 January 1, 2005 through January 26, 2005 as stated by the defense.

25 Per plaintiffs records (see exh.A) from January 1, 2005 through January 26,
26 2005, plaintiff was acrually afforded a total of "outdoor exercise" of 9 hours and
27 25 minutes, and 16 hours 12 minutes of dayroom activities... this is a far cry of
28 the defendant(s) 45 hour claim and therefore plaintiff opposes that statement.

1 In defendant(s) Equal Protection, (2) the defense state:

2 "all similarly people be treated alike" this is a false statement, this sensitive
3 needs yard here at Salinas Valley State Prison (S.V.S.P.) has NOT been treated the
4 same as similarly people nor will they ever be. The reason for this is because
5 there are rapists, child molesters and gang drop out on these type of yards, and
6 due to these offenses my self and others are treated as if I was a rapist or child
7 molester, it is clear that the defendant(s) have NO clue as to the operations of
8 this yard, and again offer aother false statement, therefore plaintiff opposes
9 that statement as well.

10 The defense wants the court to believe that Government Officials are entitled
11 to immunity? stating: "In January 2005, it was constitutional to temporarily deny
12 inmate outdoor exercise to ensure institutional security." then then the defense
13 goes on to state: " In January 2005, defendant(s) placed S.V.S.P. on a rotational
14 exercise schedule due to prison overcrowding and staff shortages" Well then this
15 would mean the defense did know of the denial of "Outdoor Exercise". Using
16 shortages of staff, see Hamilton V. Love, 328 F.Supp. 1182 at 1194, E.D.Ark. (1971)
17 "inadequate resources can never be an adequate justification for depriving any
18 person of his constitutional rights." does not give the defense immunity knowing
19 that shortages of staff wasn't the only excuse defendant(s) used also, isolated
20 incidents, written "Kites" with false information among other excuses to lockdown
21 this yard and deny plaintiff of "Outdoor Exercise". The Civil Rights Act, 42 U.S.C.
22 §1983, creates a cause of action for deprivations, by persons acting under color of
23 state law, or rights secured by the Constitution. see Monroe V. Pape, 365 U.S. 167,
24 81 S.Ct. 473, 5 LEd. 2d 492 (1961). Persons confined in state prisons are within
25 the protection of 42 U.S.C. §1983. see Cooper V. Pape, 378 U.S. 546, 84 S.Ct. 1733,
26 12 L.Ed. 2d 1030 (1964); Weller V. Dickson, 314 (9th Cir. 1963).
27 Jordan V. Fitzharris, 257 F.Supp. 674, 679 (N.D. Cal. 1966).

28 Prison officials who engage in depriving prisoners of their constitutional

1 rights will be allotted no deference from the Federal Courts. Palmigiano V.
2 Garrahy, (O.R.I. 1977) 443 F.Supp. 956, 979, aff'd, (1st Cir. 1980) 616 F.2d 598,
3 cert. denied, 449 U.S. 839, 101 S.Ct. 115, 66 L.Ed. 2d 45.
4 Toussaint V. Rushen, 563 F.Supp. 1365, 1378 (N.D. Cal. 1983). and defendant(s) are
5 not entitled to immunity and therefore plaintiff opposes that statement.

6
7 STATEMENT OF FACTS

8 Plaintiff filed a Civil Complaint, per Docket text on March 7, 2006, #1 on
9 violating plaintiffs Eighth Amend. and Fourteenth Amend. Equal Protection claim,
10 by denying plaintiff of "Outdoor Exercise" in which the court found cognizable
11 claim by plaintiff.

12 Plaintiff then filed a First Amended Complaint against M.S.Evans, and D.M.
13 Mantel on or about January 29, 2007 Docket #59.

14 Plaintiff kept a record of the times released for yard and dayroom since
15 January 2005 to the present day and continues to do so.(see exh.A)

16 Although plaintiff has filed a Motion to reinstate part of plaintiffs denied
17 claim, plaintiff has kept filing grievances (see copies of filed CDC-602 Inmate/
18 Parolee Appeal Forms) dated January 27, 2007, May 13, 2007 in which the appeals
19 coordinator responded by denying the May 13,2007 CDC-602 by stating: "You have
20 submitted an appeal that duplicates a previous appeal upon which a decision has
21 been rendered or is pending (CCR §3084.3 (c)(2)0." but plaintiff continued in the
22 hopes that the Appeal System would work, and that never happened, the next
23 grievances were dated August 28, 2007, November 6, 2007, January 28,2008,
24 February 7, 2008 and March 9,2008... The March 9,2008 CDC-602 was sent to M.S.
25 Evans through Legal Mail per the California Code of Regulations Title 15 §3141
26 Confidential Correspondence, where Sgt. Metcalfe stated to Officer Barclay that I
27 could not send a Inmate/Parolee appeal Form (CDC-602) to M.S.Evans, this violated
28 my right to correspond with M.S.Evans at the Informal Level of that CDC-602,

1 plaintiff responded by filing a staff complaint which of course was denied by this
2 administration. (see exh.E)

3 Plaintiff is not a lawyer but hopes the court can see through the lies and
4 falsification of documents presented by the defendant(s).

5 Per California Penal Code §115 (a) Every person who knowingly procures of
6 or offers any false or forged instrument to be filed, registered, or recorded in
7 any public office within this state, which instrument, if genuine, might be filed,
8 registered, or recorded under any law of this state or of the United States, is
9 guilty of a felony.

10 Per California Penal Code §134 Preparing False Documentary Evidence. Every
11 person guilty of preparing any false or ante-dated book, paper, record, instrument
12 in writing, or other matter or thing, with intent to produce it or allow it to be
13 produced for any fraudulent or deceitful purpose, as genuine or true, upon any
14 trial, proceeding; or inquiry whatever, authorized by law, is guilty of a felony.

15 Also defendant(s) declaration of T.Selby in support of defendant(s) Motion for
16 Summary Judgment is irrelevant due to the fact that plaintiff has never personally
17 seen said Lieutenant in this building, therefore her declaration is heresay since
18 she has never personally taken part of logging in the log book that she has
19 presented as evidence nor was she even working at this prison on any of these
20 dates, seeing as she states in her declaration she has only worked at S.V.S.P. for
21 one and half years (see line 23 page 1 of T.selbys declaration dated April 30,2008,
22 plaintiff first seen this Lieutenant a few months ago when she denied plaintiffs
23 CDC-602 again on the denial of outdoor exercise. This is just one of the defenses
24 declarations, the officers (Floor and Control Tower Officers) give NO such
25 declarations, why?... because they know they would be also sumitting false
26 documentation.

27 In April 18,2005, a Memorandum was sent to the floor staff in Facility A-Yard
28 building #3, stating a State of Emergency, (see exh.C) this is just one of many

1 such Memorandums - plaintiff obtained this Memorandum from the staff's office, none
2 of the other Memorandums were obtainable because they were never past out to the
3 inmate population as they should have been.

4 Also (see exh.D) Prison Legal News, August 2002, where a Monterey County Grand
5 Jury Report Blasts Two California Prison, (see also SACBEE) where Inmate Wins
6 Federal Case, Gregory Lynn Norwood was awarded \$11 nominal compensatory damages
7 and \$39,000 in punitive damages November 11, 2007, Mr. Norwood was denied outdoor
8 exercise during four extended lockdowns. None of the lockdowns plaintiff has gone
9 through never came close to the seriousness MR. Norwood went through and yet
10 plaintiff was treated the same or worse. (see exh.F)

11 Plaintiff continued to file grievances and kept a written log of his releases,
12 under Silvester Gomez V. W.D. Winslow, 177 F.Supp. 2d 977: U.S. Dist. LEXIS 23029,
13 "Not require filling separate internal grievances". M.S.Evans and D.M. Mantel knew
14 of these violation and failed to do any thing about the violations.

15 Plaintiff requests that the court go over plaintiffs written log, it is my
16 belief that any court looking at plaintiffs log will deny any Summary Judgment by
17 the defendant(s) in this matter.

18 19 COMPENSATORY DAMAGES

20 The basic purpose of 42 U.S.C. §1983 damages award is to compensate person
21 for injuries caused by deprivation of constitutional rights. Carey V. Piphus, 435
22 U.S. 247, 98 S.Ct. 1042, 55 L.Ed. 2d (1978). Damages can be awarded under 42 U.S.C.
23 §1983 for emotional and mental distress caused by intentional tort. Flores V.
24 Pierce, 617 F.2d 1386 (9th Cir. 1980). Damages of \$1,000 and 9,000 respectively
25 awarded to two prisoners was reasonable for confinement in segregation, measure of
26 such damages being difference between harsher conditions suffered in segregation
27 and conditions that prevailed in general population. Furtado V. Bishop, 604 F.2d
28 80 (1st Cir. 1979).

PUNITIVE DAMAGES

Punitive damages are permissible where defendants acted wilfully or in gross disregard of rights of parties, where defendants acted maliciously or in bad faith or for an improper motive or where an award is necessary to prevent future occurrences. Keker V. Proconier, 398 F.Supp. 756 (E.D. Cal. 1975).

Plaintiff, requests under Fed.R.Civ.P. 38 (b) and the 7th Amendment of the Constitution that a demand for jury trial be granted by this court when plaintiff asks for punitive damages. Punitive or Exemplary damages are intended to punish the defendant(s) for their conduct and deter them and others from committing similar acts in the future. Smith V. Wade, 461 U.S. 30, 49-51, 103 S.Ct. 1625 (1983); Wright V. Sheppard, 919 F.2d 665,671 (11th Cir. 1990).

It is well documented and established that S.V.S.P. is and has been under investigation as to plaintiffs allegations as well as others such as Medical, and the so called "Green Wall", and still violation keep occurring at S.V.S.P..

CONCLUSION

Plaintiff prays this court to grant this Opposition and to deny defendant(s) Summary Judgment.

Plaintiff respectfully requests to be compensated for the blatant disregard for plaintiffs rights under the laws of the United States.

I Larry D. Padilla, declare under penalty of perjury that: I am the plaintiff in this entitled action; I have read the foregoing documents and know the contents thereof and the same is true of my own knowledge, except as to matters stated therein upon information, and belief, and as to those matters, I believe they are true.

Respectfully submitted,

Date: June 24th, 2008

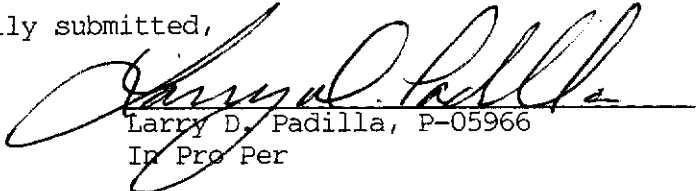

Larry D. Padilla, P-05966
In Pro Per

Exhibit A

January 2005

1. No Pro, Reason Unknown
2. No Pro, " "
3. Y-2hrs. 20mins. DR-1hr. 20mins.
4. No Pro, " "
5. Y-1hr. 35mins. DR-No Pro.
6. DR-50mins.
7. Y-2hrs. DR-No Pro.
8. DR-1hr. 30mins.
9. No Pro, " "
10. DR-40mins.
11. No Pro, " "
12. No Pro, " "
13. No Pro, " "
14. DR-1hr. 42mins.
15. Y-2hrs.
DR-1hr. 40mins.
16. No Pro, " "
17. DR-1hr. 2mins.
Y-1hr. 30mins.
18. No Pro, " "
19. No Pro, (Schedule Changed)
20. DR-1hr. 48mins.
21. DR-1hr. 40mins. Y-No Pro.
22. DR-1hr. 30mins.
23. No Pro, Reason Unknown
24. DR-55mins.
25. No Pro, " "
26. DR-1hr. 45mins.
27. Y-1hr. 37mins.
DR-1hr. 55mins.
28. DR-1hr. 15mins.
29. No Pro, " "
30. DR-1hr. 45mins.
31. DR-1hr. 30mins. Y-No Pro.

February 2005

1. DR-9:20-10:09= 49mins. Y-No Pro.
2. No Pro, Reason Unknown
3. DR-1:20-3:15= 1hr. 55mins. Y-No Pro.
Memo took from office #SVP-FAY-05-02-0074
4. DR-1:30-3:15= 1hr. 45mins.
5. DR-10:15-11:15= 1hr.
Y-1:20-3:10= 1hr. 50mins.
6. No Pro, " "
7. Y-9:20-11:25= 2hr. 5mins.
DR-1:30-3:10= 1hr. 40mins.
8. No Pro, " "
9. Y-1:35-3:15= 1hr. 40mins. DR-No Pro.
10. DR-9:40-11:05= 1hr. 25mins.
11. DR-1:25-3:15= 1hr. 15mins. Y-No Pro.
12. DR-9:35-11:15= 1hr. 40mins.
13. No Pro, " "
14. No Pro, " "
15. No Pro, " "
16. No Pro, " "
17. No Pro, " "
18. No Pro, " "
19. No Pro, " "
20. NO Pro, " "
21. No Pro, " "
22. No Pro, " "
23. Y-9:36-11:35= 1hr. 59mins.
DR-1:30-3:15= 1hr. 45mins.
24. No Pro, " "
25. No Pro, (Staff Funeral)
26. DR-9:10-11:07= 1hr. 57mins.
27. No Pro, Reason Unknown
28. No Pro, " "

"Y"= Yard.

"DR"= Dayroom

"No Pro"= No Program

March 2005

1. No Pro, Reason Unknown
2. DR-1hr. 40mins.
3. Y-2hrs. 26mins.
DR-1hr. 57mins.
4. DR-1hr. 54mins.
5. DR-2hrs. Y-No Pro
6. No Pro," "
7. Y-1hr. 44mins.
DR-36mins.
8. No Pro," "
9. No Pro," "
10. DR-1hr. 55mins.
11. Y-2hrs. 20mins. DR-No Pro
12. DR-1hr. 45mins.
13. No Pro," "
14. DR-1hr. 40mins.
15. No Pro," "
16. DR-1hr. 17mins.
17. DR-1hr. 30mins. Y-No Pro
18. No Pro," "
19. No Pro," "Memo received by C/O Gallaway Log# N/A
20. No Pro, See the 19th above.
21. No Pro," "
22. DR-1hr. 42mins.
23. DR-2hrs.
Y-2hrs. 20mins.
24. No Pro, Reason Unknown
25. Y-1hr. 52mins. DR-No Pro
26. No Pro," "
27. Y-2hrs. 25mins. DR-No Pro
28. No Pro," "
29. DR-1hr. 42mins. Y-No Pro
30. DR-1hr. 28mins.
31. Y-2hrs. 22mins.
DR-1hr. 37mins.

"Y"=Yard

"DR"= Dayroom

"No Pro"= No Program

April 2005

1. Y-2hrs. 35mins.
DR-1hr. 38mins.
2. DR-1hr. 36mins.
3. Y-2hrs. 1min. DR-No Pro
4. DR-1hr. 50mins.
5. Y-2hrs. 18mins.
DR-1hr. 45mins.
6. DR-1hr. 51mins.
7. DR-1hr. 34mins.
Y-2hrs. 7mins.
8. DR-1hr. 28mins.
9. DR-1hr. 44mins. Y-No Pro
10. No Pro, Reason Unknown
11. DR-2hrs. 5mins.
Y-2hrs. 14mins.
12. No Pro," "
13. Y-1hr. 45mins. DR-No Pro
14. No Pro," "
15. No Pro," "
16. DR-1hr. 40mins.
17. No Pro," "
18. No Pro, Lack Of Staff see Memo
19. No Pro," "
20. DR-1hr. 24mins.
21. Y-2hrs. 5mins.
DR-1hr. 22mins.
22. DR-1hr. 40mins.
23. DR-1hr. 48mins.
Y-2hrs. 17mins.
24. DR-1hr. 23mins.
25. Y-1hr. 55mins.
DR-1hr 56mins.
26. DR-1hr. 41mins.
27. DR-1hr. 37mins.
Y-2hrs. 2mins.
28. DR-1hr. 31mins.
29. No Pro, T.B. Testing
30. No Pro," "

May 2005

1. No Pro, T.B. Testing
2. No Pro, " "
3. Y-1hr. 2mins. DR-No Pro
4. DR-1hr. 51mins.
5. Y-2hrs. 15mins. DR-No Pro
6. DR-1hr. 42mins.
7. No Pro, Reason Unknown
8. No Pro, " "
9. Y-2hrs. 6mins. DR-No Pro
10. DR-1hr.
11. No Pro, " "
12. No Pro, " "
13. No Pro, " "
14. No Pro, " "
15. No Pro, " "
16. No Pro, " "
17. No Pro, " "
18. No Pro, " "
19. No Pro, " "
20. No Pro, " "
21. No Pro, " "
22. No Pro, " "
23. No Pro, " "
24. DR-1hr. 30mins.
25. DR-1hr 30mins.
Y-2hrs. 21mins.
26. No Pro, (Potluck for Staff)
27. No Pro, Reason Unknown
28. DR-2hrs. 17mins.
29. DR-1hr. 45mins. Y-No Pro
30. DR-1hr. 35mins.
31. No Pro, (Baton Training for Staff)

June 2005

1. No Pro, (Baton Training for Staff)
2. No Pro, " "
3. No Pro, (Video Memo, State of
Emergency, Due to lack of staff)
4. No Pro, " "
5. No Pro, " "
6. DR-1hr. 20mins.
Y-2hrs. 21mins.
7. No Pro, " "
8. No Pro, " "
9. No Pro, " "
10. DR-1hr. 27mins.
11. No Pro, " "
12. DR-1hr. 7mins.
13. No Pro, " "
14. No Pro, " "
15. No Pro, " "
16. No Pro, " "
17. DR-1hr. 35mins.
Y-45mins.
18. No Pro, " "
19. No Pro, " "
20. No Pro, " "
21. DR-1hr. 15mins. Y-No Pro
22. No Pro, " "
23. No Pro, " "
24. Y-2hrs. 12mins.
DR-1hr. 57mins.
25. No Pro, " "
26. No Pro, " "
27. No Pro, " "
28. Y-2hrs. 5mins.
DR-1hr. 2mins.
29. No Pro, " "
30. DR-1hr. 10mins.

"Y"= Yard

"DR"= Dayroom

"No Pro"= No Program

July 2005

1. No Pro, Reason Unknown
2. Y-lhr. 5lmins. DR-No Pro
3. No Pro, " "
4. DR-lhr. 9mins.
5. No Pro, " "
6. DR-lhr. 10mins.
7. No Pro, " "
8. DR-lhr. 57mins.
9. No Pro, " "
10. No Pro, " "
11. No Pro, " "
12. No Pro, " "
13. No Pro, " "
14. No Pro, " "
15. No Pro,
Memo took from office #SVP-FC8-05-07-0458
16. "No Pro, "
17. "No Pro, "
18. "No Pro, "
19. "No Pro, "
20. "No Pro, "
21. "No Pro, "
22. "No Pro, "
23. "No Pro, "
24. "No Pro, "
25. "No Pro, "
26. "No Pro, "
27. "No Pro, "
28. No Pro,
Memo took from office #SVP-FC8-05-07-0458
29. "No Pro, "
30. "No Pro, "
31. "No Pro, "

August 2005

1. No Pro, "SVP-FC8-05-07-0458"
Memo took from office
2. "No Pro, "
3. "No Pro, "
4. No Pro, #SVP-FC8-05-07-0458,
Took Memo from office.
5. "No Pro, "
6. "No Pro, "
7. "No Pro, "
8. "No Pro, "
9. "No Pro, "
10. "No Pro, "
11. "No Pro, "
12. "No Pro, "
13. "No Pro, "
14. "No Pro, "
15. "No Pro, "
16. No Pro, #SVP-FC8-05-07-0458"
Took Memo from office.
17. "No Pro, "
18. "No Pro, "
19. "No Pro, "
20. "No Pro, "
21. "No Pro, "
22. "No Pro, "
23. "No Pro, "
24. "No Pro, "
25. "No Pro, "
26. "No Pro, "
27. "No Pro, "
28. "No Pro, "
29. "No Pro, "
30. "No Pro, "
31. "No Pro, "

"Y"= Yard

"DR"= Dayroom

"No Pro"= No Program

September 2005

1. No Pro, Reason Unknown
2. No Pro, " "
3. No Pro, " "
4. No Pro, " "
5. No Pro, " "
6. No Pro, " "
7. No Pro, " "
8. No Pro, " "
9. No Pro, " "
10. No Pro, " "
11. No Pro, " "
12. No Pro, " "
13. No Pro, " "
14. No Pro, " "
15. No Pro, " "
16. No Pro, " "
17. No Pro, " "
18. No Pro, " "
19. No Pro, " "
20. DR-1:40-3:16= 1hr. 36mins.
21. Y-9:16-11:30= 2hrs. 14mins.
DR-1:28-3:16= 1hr. 48mins.
22. No Pro, Reason Unknown
23. No Pro, " "
24. No Pro, " "
25. No Pro, " "
26. No Pro, " "
27. No Pro, " "
28. No Pro, " "
29. No Pro, " "
30. No Pro, " "

"Y"= Yard

"DR"= Dayroom

"No Pro"= No Program

October 2005

1. No Pro, Reason Unknown
2. No Pro, " "
3. No Pro, " "
4. No Pro, " "
5. No Pro, " "
6. No Pro, " "
7. No Pro, " "
8. No Pro, " "
9. No Pro, " "
10. No Pro, " "
11. No Pro, " "
12. No Pro, " "
13. DR-9:20-11:22= 2hrs. 2mins.
Y-1:35-3:28= 1hr. 53mins.
14. DR-1:50-3:10= 1hr. 20mins.
15. DR-9:12-11:11= 1hr. 59mins.
Y-1:00-3:34= 2hrs. 34mins.
16. DR- 9:30-11:20= 1hr. 50mins.
17. Y-9:50-11:25= 1hr. 25mins.
DR-1:22-3:22= 2hrs.
18. DR-1:50-3:13= 1hr. 23mins.
19. DR-10:00-11:15= 1hr. 15mins.
Y-1:35-3:25= 1hr. 50mins.
20. No Pro, " "
21. Y-9:20-11:34= 2hrs. 14mins.
DR-1:15-3:09= 1hr. 54mins.
22. DR-1:40-3:13= 1hr. 33mins.
23. Y-1:10-3:27= 2hrs. 17mins. DR-No Pro
24. No Pro, " "
25. No Pro, " "
26. No Pro, " "
27. DR-9:20-11:04= 1hr. 44mins.
Y-1:14-3:23= 2hrs. 9mins.
28. DR-9:20-11:08= 1hr. 48mins.
29. Y-9:25-11:30= 2hrs. 5mins.
DR-1:30-3:12= 1hr. 42mins.
30. DR-1:45-3:11= 1hr. 26mins.
31. No Pro, " "

November 2005

1. No Pro, Reason Unknown
2. No Pro, " "
3. No Pro, " "
4. No Pro, " "
5. No Pro, " "
6. No Pro, " "
7. No Pro, " "
8. No Pro, " "
9. Y-1:12-1:17= 5mins. DR-No Pro
10. No Pro, " "
11. No Pro, " "
12. No Pro, " "
13. No Pro, " "
14. No Pro, " "
15. No Pro, " "
16. No Pro, " "
17. Y-1:35-3:35= 2hrs. DR-No Pro
18. DR-9:45-11:15= 1hr. 30mins.
19. Y-9:25-11:15= 2hrs. 5mins.
DR-2:25-3:10= 45mins.
20. DR-1:20-3:05= 1hr. 45mins.
21. DR-9:20-11:15= 1hr. 55mins.
Y-1:35-3:25= 1hr. 50mins.
22. DR-9:35-11:20= 1hr. 45mins.
23. DR-1:35-3:14= 1hr. 39mins. Y-No Pro
24. DR-1:20-2:45= 1hr. 25mins.
25. DR-9:40-11:05= 1hr. 25mins.
Y-1:03-3:30= 2hrs. 27mins.
26. DR-9:30-11:30= 2hrs.
27. No Pro, " "
28. No Pro, " "
29. No Pro, " "
30. No Pro, " "

"Y"= Yard

"DR"= Dayroom

"No Pro"= No Program

December 2005

1. No Pro, Reason Unknown
2. No Pro, " "
3. No Pro, " "
4. No Pro, " "
5. No Pro, " "
6. No Pro, " "
7. No Pro, " "
8. No Pro, " "
9. No Pro, " "
10. No Pro, " "
11. No Pro, " "
12. No Pro, " "
13. No Pro, " "
14. No Pro, " "
15. Y-9:42-11:30= 1hr. 48mins.
DR-2:00-3:16= 1hr. 16mins.
16. DR-2:10-3:17= 1hr. 7mins.
17. DR-10:15-11:20= 1hr. 5mins.
Y-1:10-3:27= 2hrs. 17mins.
18. DR-9:30-10:54= 1hr. 24mins.
19. Y-9:15-10:05= 50mins.
DR-1:10-3:00= 1hr. 50mins.
20. Church Services
21. DR-9:33-11:03= 1hr. 30mins. Y-No Pro
22. DR-9:20-11:00= 1hr. 40mins.
23. DR-2:10-3:16= 1hr. 6mins. Y-No Pro
24. No Pro, " "
25. DR-9:30-11:00= 1hr. 30mins.
Y-1:30-3:00= 1hr. 30mins.
26. DR-9:20-11:06= 1hr. 46mins.
27. Y-9:20-11:15= 1hr. 55mins. DR-No Pro
28. DR-1:25-3:00= 1hr. 35mins.
29. No Pro, " "
30. DR-9:30-11:00= 1hr. 30mins.
31. Y-9:17-11:13= 1hr. 56mins.
DR-1:30-3:00= 1hr. 30mins.

January 2006

1. No Pro, Reason Unknown
2. DR-10:10-11:20= 1hr. 10mins.
3. No Pro, Cell Fight (Inmate Death)
4. DR-2:30-3:15= 45mins.
5. DR-9:30-11:08= 1hr. 38mins.
Y-1:25-3:32= 2hrs. 7mins.
6. DR-9:30-11:00= 1hr. 30mins.
7. DR-1:19-3:15= 1hr. 56mins. Y-No Pro,
Due to lost/Stolden Calculators from Education.
8. DR-1:25-3:15= 1hr. 50mins.
9. DR-9:40-11:10= 1hr. 30mins. Y-No Pro
10. DR-9:35-11:05= 1hr. 30mins.
11. Y-9:09-11:27= 2hrs. 18mins.
DR-1:40-3:17= 1hr. 37mins.
12. DR-2:00-2:30= 30mins.
13. Y-1:15-3:20= 2hrs. 5mins. DR-No Pro
14. DR-9:35-11:18= 1hr. 43mins.
15. Y-9:25-11:25= 2hrs.
DR-1:10-3:20= 2hrs. 10mins.
16. DR-1:25-3:15= 1hr. 50mins.
17. DR-9:45-11:10= 1hr. 25mins.
Y-1:22-3:22= 2hrs.
18. DR-9:30-11:00= 1hr. 30mins.
19. No Pro, Fight (Isolated Incident)
20. No Pro, Cell Fight (Isolated Incident)
Memo took from office #SVP-FA2-06-01-0049
21. "No Pro, "
22. "No Pro, "
23. No Pro, Cell Fight (Isolated Incident)
24. "No Pro, "
25. "No Pro, "
26. "No Pro, "
27. "No Pro, Treat Assessment Signed "
28. "No Pro, "
29. "No Pro, "
30. "No Pro, "
31. "No Pro, "

"Y"= Yard

"DR"= Dayroom

"No Pro"= No Program

February 2006

1. No Pro, Reason Unknown
2. No Pro, " "
3. No Pro, " "
4. No Pro, " "
5. No Pro, " "
6. No Pro, " "
7. No Pro, " "
8. No Pro, " "
9. No Pro, " "
10. No Pro, " "
11. No Pro, " "
12. No Pro, " "
13. No Pro, " "
14. No Pro, " "
15. No Pro, " "
16. No Pro, " "
17. No Pro, " "
18. No Pro, " "
19. No Pro, " "
20. No Pro, " "
21. No Pro, " "
22. DR-9:32-11:20= 1hr. 48mins.
23. Y-9:15-11:30= 2hrs. 15mins.
DR-1:12-3:15= 2hrs. 3mins.
24. DR-1:40-3:12= 1hr. 32mins.
25. Y-9:00-11:30= 2hrs. 30mins.
DR-1:25-3:15= 1hr. 50mins.
26. DR-10:03-11:03= 1hr.
27. DR-9:04-11:10= 2hrs. 6mins.
Y-1:16-3:20= 2hrs. 4mins.
28. No Pro, Reason Unknown

March 2006

1. Y-9:20-11:30= 2hrs. 10mins.
DR-2:36-3:00= 24mins.
2. DR-2:15-3:05= 50mins.
3. DR-9:26-11:00= 1hr. 34mins. Y-No Pro
4. DR-9:35-11:00= 1hr. 25mins.
5. Y-9:05-11:25= 2hrs. 20mins.
DR-1:32-3:00= 1hr. 28mins.
6. DR-1:17-3:15= 1hr. 58mins.
7. DR-9:18-11:00= 1hr. 42mins.
Y-1:10-3:25= 2hrs. 15mins.
8. DR-9:55-11:00= 1hr. 5mins.
9. Y-9:10-11:30= 2hrs. 20mins.
DR-1:20-3:15= 1hr. 55mins.
10. DR-1:22-3:10= 1hr. 48mins.
11. DR-9:30-11:00= 1hr. 30mins. Y-No Pro
12. DR-9:30-11:00= 1hr. 30mins.
13. Y-9:07-11:30= 2hrs. 23mins.
DR-1:12-3:15= 2hrs. 3mins.
14. DR-1:30-3:10= 1hr. 40mins.
15. DR-9:15-10:40= 1hr. 25mins.
Y-1:20-3:30= 2hrs. 10mins.
16. DR-9:30-11:00= 1hr. 30mins.
17. Y-9:15-11:30= 2hrs. 15mins.
DR-1:30-3:10= 1hr. 40mins.
18. DR-1:30-3:10= 1hr. 40mins.
19. No Pro, Reason Unknown
20. DR-9:20-11:10= 1hr. 50mins.
21. Y-9:10-11:30= 2hrs. 20mins. DR-No Pro
22. DR-1:35-3:17= 1hr. 42mins.
23. DR-9:25-11:00= 1hr. 35mins.
Y-1:05-3:20= 2hrs. 15mins.
24. DR-9:20-11:10= 1hr. 50mins.
25. No Pro, Pan Lid Missing
Memo took from Office Log# N/A
26. "No Pro, "
27. "No Pro, "
28. "No Pro, "
29. "No Pro, "
30. "No Pro, "
31. "No Pro, "

April 2006

1. No Pro, Reason Unknown
2. "No Pro, "
3. "No Pro, "
4. "No Pro, "
5. "No Pro, "
6. "No Pro, "
7. "No Pro, Signed Threat Assessment"
8. "No Pro, "
9. "No Pro, "
10. "No Pro, "
11. "No Pro, "
12. DR-9:25-11:05= 1hr. 40mins.
13. Y-9:08-11:30= 2hrs. 22mins.
DR-1:30-3:15= 1hr. 45mins.
14. DR-1:35-2:45= 1hr. 10mins.
15. DR-9:35-11:00= 1hr. 25mins.
Y-1:06-3:10= 2hrs. 4mins.
16. DR-9:35-11:05= 1hr. 30mins.
17. Y-9:12-11:27= 2hrs. 15mins.
DR-1:55-3:05= 1hr. 10mins.
18. DR-1:25-3:10= 1hr. 45mins.
19. DR-9:28-11:00= 1hr. 32mins.
Y-1:10-3:30= 2hrs. 20mins.
20. DR-9:25-11:00= 1hr. 35mins.
21. Y-9:25-11:05= 1hr. 40mins.
DR-1:35-3:10= 1hr. 35mins.
22. DR-1:27-3:07= 1hr. 40mins.
23. No Pro, Reason Unknown
24. DR-9:28-10:51= 1hr. 23mins.
25. No Pro, "
26. No Pro, Signed Threat Assessment
27. Y-1:10-3:30= 2hrs. 20mins. DR-No Pro
28. DR-9:40-10:48= 1hr. 8mins.
29. No Pro, T.B. Testing
30. DR-10:23-11:20= 57mins.

"Y"= Yard

"DR"= Dayroom

"No Pro"= No Program

May 2006

1. No Pro, Reason Unknown
2. DR-9:23-10:48= 1hr. 25mins.
3. Y-9:06-11:04= 1hr. 58mins.
DR-1:26-3:13= 1hr. 47mins.
4. No Pro, Reason Unknown
5. DR-9:37-10:44= 1hr. 7mins.
Y-1:17-3:26= 2hrs. 9mins.
6. DR-9:45-10:45= 1hr.
7. Y-9:15-10:59= 1hr. 44mins.
DR-1:26-3:11= 1hr. 45mins.
8. DR-1:40-3:13= 1hr. 33mins.
9. DR-9:45-10:50= 1hr. 5mins.
Y-1:06-3:26= 2hrs. 20mins.
10. No Pro, Reason Unknown
11. Y-9:00-11:00= 2hrs. DR-No Pro
12. DR-1:27-3:00= 1hr. 33mins.
13. DR-9:40-10:50= 1hr. 10mins.
Y-1:02-3:20= 2hrs. 18mins.
14. DR-9:55-10:50= 55mins.
15. Y-9:37-11:00= 1hr. 23mins.
DR-1:22-3:00= 1hr. 38mins.
16. DR-1:20-2:30= 1hr. 10mins.
17. DR-10:25-11:14= 49mins.
Y-1:10-3:20= 2hrs. 10mins.
18. DR-9:58-11:15= 1hr. 17mins.
19. Y-9:09-11:00= 1hr. 51mins.
DR-1:18-3:17= 1hr. 59mins.
20. DR-1:27-3:14= 1hr. 47mins.
21. DR-9:00-11:00= 2hrs. Y-No Pro
22. DR-9:26-11:08= 1hr. 42mins.
23. Y-9:03-11:20= 2hrs. 17mins.
DR-1:28-3:14= 1hr. 46mins.
24. No Pro, Reason Unknown
25. No Pro, " "
26. No Pro,*(Isolated Incidents)
27. No Pro,"*SVP-FAY-06-05-0317 "
28. No Pro, " "
29. No Pro, " "
30. No Pro, " "
31. No Pro, " "

June 2006

1. No Pro, Reason Unknown
2. No Pro, " "
3. No Pro,Signed Threat Assessment
4. No Pro, " "
5. No Pro, " "
6. No Pro, " "
7. No Pro, " "
8. No Pro, " "
9. No Pro, " "
10. No Pro, " "
11. No Pro, " "
12. No Pro, " "
13. No Pro, " "
14. No Pro, " "
15. No Pro, " "
16. No Pro, " "
17. No Pro, " "
18. No Pro, " "
19. No Pro, " "
20. No Pro, Searched
21. No Pro, " "
22. No Pro, " "
23. No Pro, " "
24. No Pro, " "
25. No Pro, " "
26. No Pro, " "
27. DR-9:25-11:08= 1hr. 43mins.
Y-1:06-3:29= 2hrs. 23mins.
28. DR-9:36-11:05= 1hr. 29mins.
29. Y-9:10-11:25= 2hrs. 15mins.
DR-1:45-3:06= 1hr 21mins.
30. DR-1:26-3:12= 1hr. 46mins.

"Y"= Yard

"DR"= Dayroom

"No Pro"= No Program

July 2006

- | | |
|---|------------|
| 1. No Pro, <u>Threat on Staff</u> | 27. No Pro |
| 2. No Pro, " " | 28. No Pro |
| 3. No Pro, " " | 29. No Pro |
| 4. No Pro,
Signed Treat Assessment | 30. No Pro |
| 5. No Pro, " " | 31. No Pro |
| 6. DR-1:32-3:10= 1hr. 38mins. | |
| 7. Y-10:00-11:25= 1hr. 25mins
DR-2:25-3:10= 45mins. | |
| 8. DR-1:22-2:42= 1hr. 20mins. | |
| 9. DR-10:25-11:10= 45mins.
Y-1:05-3:25= 2hrs. 20mins. | |
| 10. DR-9:40-11:00= 1hr. 20mins | |
| 11. Y-9:17-11:27= 2hrs. 10mins.
DR-2:10-2:58= 48mins. | |
| 12. DR-1:40-1:57= 17mins. | |
| 13. DR-10:22-11:02= 40mins.
Y-1:05-3:25= 2hrs. 20mins. | |
| 14. DR-10:08-11:11= 1hr. 3mins. | |
| 15. Y-9:15-11:29= 2hrs. 14mins.
DR-1:22-3:02= 1hr. 40mins. | |
| 16. DR-1:40-3:10= 1hr. 30mins. | |
| 17. DR-9:27-11:08= 1hr. 41mins.
Y-1:18-3:25= 2hrs. 7mins. | |
| 18. DR-9:32-11:10= 1hr. 38mins. | |
| 19. No Pro, Lost Spoon Main Kitchen,
Memo received by inmate. Log# N/A | |
| 20. "No Pro, " | |
| 21. "No Pro, " | |
| 22. "No Pro, " | |
| 23. "No Pro, " | |
| 24. "No Pro, " | |
| 25. "No Pro, " | |
| 26. "No Pro, " | |

"Y"= Yard

"DR"= Dayroom

"No Pro"= No Program

August 2006

1. DR-9:15-11:15= 2hrs.
Y-1:13-3:26= 2hrs. 13mins.
3. Y-1:07-3:24= 2hrs. 17mins.
4. DR-9:30-11:12= 1hr. 42mins.
5. Y-9:15-11:30= 2hrs. 15mins.
DR-1:43-3:09= 1hr. 26mins.
6. DR-1:25-3:20= 1hr. 55mins.
7. DR-9:20-11:13= 1hr. 53mins.
Y-1:04-3:25= 2hrs. 21mins.
8. DR-9:10-11:10= 2hrs.
9. Y-9:04-11:28= 2hrs. 24mins.
DR-1:15-3:15= 2hrs.
10. DR-1:23-3:12= 1hr. 49mins.
11. Y-1:04-3:27= 2hrs. 23mins.
12. DR-9:38-11:13= 1hr. 35mins.
14. DR-1:24-3:16= 1hr. 52mins.
15. DR-9:11-11:11= 2hrs.
Y-1:03-1:11= 8mins. Code 2 "C" yard.
Y-2:13-3:23= 1hr. 10mins.
16. DR-9:14-11:14= 2hrs.
17. Y-9:05-11:30= 2hrs. 25mins.
DR-1:18-1:40= 22mins.
18. DR-1:22-2:19= 58mins.
19. DR-9:20-11:15= 1hr. 55mins.
Y-1:22-3:18= 1hr. 56mins.
20. DR-9:19-11:14= 1hr. 55mins.
21. Y-9:05-11:25= 2hrs. 20mins.
DR-2:19-3:12= 53mins.
22. DR-2:15-3:05= 50mins.
23. DR-9:37-11:12= 1hr. 35mins.
Y-1:12-3:25= 2hrs. 13mins.
24. No Pro, Law Library
25. Y-9:15-11:25= 2hrs. 10mins.
No Pro, Law Library
26. DR-1:20-3:11= 1hr. 51mins.
27. DR-9:15-11:07= 1hr. 52mins.
Y-1:15-3:25= 2hrs. 10mins.
28. DR-10:04-11:13 51mins.
29. Y-9:35-11:30= 1hr. 55mins.
DR-1:10-3:10= 2hrs.
30. DR-1:25-3:16= 1hr. 51mins.
31. Y-1:38-3:25= 1hr. 47mins.
DR-No Pro

No Pro= No Program.

Y=Yard Time

DR=Day Room

September 2006

1. Y-9:10-11:25= 2hrs. 15mins.
DR-No Pro
 2. DR-1:15-3:15= 2hrs.
 3. Y-9:12-11:25= 2hrs. 13mins.
DR-1:22-3:10= 1hr. 48mins.
 4. DR-9:20-11:12= 1hr. 52mins
 5. DR-9:46-11:05= 1hr. 19mins.
Y-1:00-3:25= 2hrs. 25mins.
 6. No Pro, told lack of staff.
 7. Y-9:00-11:25= 2hrs. 25mins.
DR-1:21-3:08= 1hr. 47mins.
 8. DR-9:56-11:12= 1hr. 16mins.
 9. Y-1:00-3:25= 2hrs. 25mins.
DR-No Pro
 10. DR-1:25-3:12= 1hr. 47mins.
 11. Y-9:15-11:25= 2hrs. 10mins.
DR-1:10-3:10= 2hrs.
 12. No Pro, Reason Unknown.
 13. DR-No Pro
Y-1:06-3:25= 2hrs. 19mins.
 14. DR-1:03-3:15= 2hrs. 12mins.
 15. Y-9:20-11:25= 2hrs. 5mins.
DR-No Pro
 16. DR-9:40-11:13= 1hr. 33mins.
 17. DR-9:20-11:13= 1hr. 53mins.
Y-1:13-3:25= 2hrs. 12mins.
 18. DR-1:11-3:11= 2hrs.
 19. Y9:12-11:29= 2hrs. 17mins.
DR-1:13-2:17= 1hr. 4mins.
"Lack Of Staff"
 20. No Pro, Law Library
 21. No Pro, Reason Unknown.
 22. DR-1:41-3:11= 1hr. 30mins.
No Pro, Morning due to camera crew in cell A3-222, was told for a documentary film for National Geographic.
 23. Y-10:47-11:25= 38mins. told that film crew needed shot of prisoners on the yard, (helicopter fly over).
- No Pro= No Program.

Y= Yard Time.

DR= Dayroom Time.

October 2006

1. Y-9:40-11:10= 1hr. 30mins.
DR-No Pro, Past out Pizza's
2. DR-9:30-11:15= 1hr. 45mins.
Y-1:37-3:20= 1hr. 43mins.
3. DR-1:13-3:16= 2hrs. 3mins.
4. No Pro, Some thing happened
in the GYM housing level III
inmates.
5. Y-9:15-11:24= 2hrs. 9mins.
DR-1:25-3:15= 1hr. 55mins.
6. No Pro, Reason Unknown.
7. DR-9:16-11:16= 2hrs.
Y-1:16-3:26= 2hrs. 10mins.
8. DR-9:10-11:10= 2hrs.
9. Y-9:08-11:28= 2hrs. 20mins.
DR-1:28-3:13= 1hr. 45mins.
10. DR-1:13-3:13= 2hrs.
11. DR-9:28-11:10= 1hr. 42mins.
Y-1:15-3:24= 2hrs. 9mins.
12. DR-9:13-11:13= 2hrs.
13. Y-10:00-11:26= 1hr. 26mins.
DR-1:32-3:10= 1hr. 38mins.
14. Law Library
15. DR-9:30-11:00= 1hr. 30mins.
Y-No Pro
16. No Pro, Reason Unknown.
17. Y-9:25-11:25= 2hrs.
DR-1:25-3:13= 1hr. 48mins.
18. DR-1:12-3:10= 1hr. 58mins.
19. DR-9:20-11:15= 1hr 55mins.
Y-1:23-3:25= 2hrs. 1min.
20. DR-9:30-11:05= 1hr. 35mins.
21. Y-9:10-11:20= 2hrs. 10mins.
DR-2:34-3:15= 41mins.
22. DR-1:30-3:10= 1hr. 40mins.
23. DR-No Pro, Reason Unknown.
Y-1:00-3:25= 2hrs. 25mins.
24. Law Library
25. No Pro, Possible Staff Treat
26. No Pro
27. No Pro, Signed treat assessment
28. No Pro
29. No Pro
30. No Pro
31. No Pro

No Pro= No Program.

Y= Yard Time.

DR= Dayroom.

November 2006

1. No Pro
2. DR-1:30-3:15= 1hr. 45mins.
3. Y-9:15-11:25= 2hrs. 10mins.
DR-1:56-3:10= 1hr. 14mins.
4. DR-9:35-11:05= 1hr. 30mins.
5. DR-9:25-11:05= 1hr. 17mins.
Y-1:05-3:25= 2hrs. 20mins.
6. DR-1:25-2:42= 1hr. 17mins.
7. Y-10:00-11:25= 1hr. 25mins.
DR-1:25-3:00= 1hr. 35mins.
8. DR-9:25-11:10= 1hr. 45mins.
9. DR-9:20-11:18= 1hr. 58mins.
Y-No Pro
10. DR-1:34-3:00= 1hr. 26mins.
11. Y-9:15-11:25= 2hrs. 10mins.
DR-1:27-3:10= 1hr. 43mins.
12. DR-9:14-11:00= 1hr. 41mins.
13. DR-9:15-11:10= 1hr. 55mins.
Y-1:15-3:25= 2hrs. 10mins.
14. DR-1:28-3:10= 1hr. 42mins.
15. No Pro
16. No Pro
17. No Pro
18. No Pro
19. No Pro
20. No Pro
21. No Pro
22. No Pro
23. No Pro
24. No Pro
25. No Pro
26. No Pro
27. No Pro
28. No Pro
29. No Pro
30. No Pro

"Y" = Yard

"DR" = Dayroom

"No Pro" = No Program

December 2006

1. No Pro
2. No Pro
3. No Pro
4. No Pro
5. No Pro
6. DR-9:40-11:10= 1hr. 30mins.
7. DR-9:43-11:15= 1hr. 32mins.
Y-1:40-3:06= 1hr. 26mins.
8. No Pro
9. No Pro, Told lack of staff.
10. No Pro, " "
11. DR-10:32-11:30= 58mins.
Y-1:26-3:25= 1hr. 59mins.
12. Law Library
13. Y-9:11-11:29= 2hrs. 18mins.
No-DR
14. No Pro
15. DR-9:40-11:15= 1hr. 35mins.
Y-1:20-3:25= 2hrs. 5mins.
16. DR-1:16-3:15= 1hr. 59mins.
17. DR-1:47-3:07= 1hr. 34mins.
No-Yard
18. DR-9:30-11:14= 1hr. 44mins.
19. DR-9:20-11:10= 1hr. 50mins.
Y-1:22-3:25= 2hrs. 3mins.
20. No Pro
21. No Pro
22. No Pro
23. No Pro
24. No Pro
25. No Pro
26. No Pro
27. No Pro
28. No Pro
29. No Pro
30. No Pro
31. No Pro

January 2007

1. No Pro
2. No Pro
3. No Pro, Searched.
4. No Pro
5. No Pro
6. No Pro
7. No Pro
8. No Pro
9. No Pro
10. No Pro, Interviews
11. No Pro
12. No Pro
13. No Pro
14. No Pro
15. No Pro, Filed another CDC 602
on "Outside Exercise".
16. No Pro
17. Y-9:25-11:25= 2hrs.
DR-1:40-3:19= 1hr. 30mins.
18. DR-9:32-11:10= 1hr. 38mins.
19. DR-9:20-10:48= 1hr. 28mins.
Y-No Pro, Kite stating 22 bullets
on yard.
20. No Pro
21. No Pro
22. No Pro
23. Interviews, No Pro
24. No Pro
25. No-Yard
DR-1:10-3:10= 2grs.
26. DR-9:30-11:10= 1hr. 40mins.
27. DR-9:40-11:15= 1hr. 35mins.
Y-1:25-3:25= 2hrs.
28. DR-1:50-3:10= 1hr. 20mins.
29. Y-9:10-11:25= 2hrs. 15mins.
DR-1:32-3:20= 1hr. 48mins.
30. DR-9:36-11:10= 1hr. 34mins.
Lock down for lost spoon in
main kitchen.
31. DR-9:55-11:10= 1hr. 15mins.
Y-1:15-3:25= 2hrs. 10mins.

"Y" =Yard

"DR" = Dayroom

"No Pro" = No Program

February 2007

1. Y-9:20-11:25= 2hrs. 5mins.
No-DR
2. DR-1:20-3:10=1hr. 50mins.
3. No Pro, Lack of staff on
Super bowl weekend.
4. No Pro
5. No Pro
6. DR-1:16-3:10= 1hr. 54mins.
7. DR-9:17-11:10= 1hr. 53mins.
Y-1:04-1:52= 48mins.
8. DR-9:35-11:10= 1hr. 35mins.
9. Law Library, No-Yard
DR-1:25-3:00= 1hr. 35mins.
10. DR-1:20-3:12= 1hr. 52mins.
11. DR-9:20-11:10= 1hr. 50mins.
Y-1:20-3:20= 2hrs.
12. DR-9:09-10:41= 1hr. 32mins.
13. Y-9:06-11:25= 2hrs. 19mins.
DR-1:05-3:10= 2hrs. 5mins.
14. No Pro, A kite again said to be
found as a threat on staff.
(See attached) Plan OP's
15. No Pro
16. No Pro
17. No Pro, Interviews
18. No Pro
19. No Pro
20. No Pro
21. no Pro
22. No Pro
23. No Pro
24. No Pro
25. No Pro
26. No Pro
27. No Pro, Searched
28. No Pro

"Y" = Yard

"DR" = Dayroom

"No Pro" = No Program

March 2007

1. No Pro
2. No Pro
3. No Pro
4. No Pro
5. No Pro
6. No Pro, Lack Of Staff?
7. DR-9:30-11:10= 1hr. 40mins.
Y-1:35-3:24= 1hr. 49mins.
8. DR-9:40-11:10= 1hr. 30mins.
9. No Pro, T.B. testing
10. DR-1:30-3:15= 1hr. 45mins.
11. DR-9:15-11:15= 2hrs.
Y-1:06-3:25= 2hrs. 19mins.
12. No Pro, T.B. testing
13. Y-10:06-11:25= 1hr. 19mins.
DR-1:13-3:00= 1hr. 47mins.
14. DR-2:06-3:10= 1hr. 4mins.
15. NO-DR
Y-1:15-3:25= 2hrs. 10mins.
16. DR-9:30-11:05= 1hr. 35mins.
17. No Pro
18. No Pro
19. DR-10:30-11:25= 55mins.
Y-1:05-3:25=2hrs. 20mins.
20. DR-9:30-11:15= 1hr. 45mins.
21. Y-9:10-11:25= 2hrs. 15mins.
DR-1:13-3:09= 1hr. 56mins.
22. DR-1:16-3:10= 1hr. 54mins.
23. DR-9:20-11:05= 1hr. 45mins.
Y-1:30-3:23= 1hr. 53mins.
24. DR-9:30-11:09= 1hr. 39mins.
25. No Pro
26. DR-1:13-3:10= 1hr. 57mins.
27. DR-9:22-11:12= 1hr. 50mins.
Law Library, No-Yard
28. DR-9:17-11:05= 1hr. 48mins.
29. Y-9:05-11:25= 2hrs. 20mins.
DR-1:10-3:14= 2hrs. 4mins.
30. DR-1:26-3:06= 1hr. 40mins.
31. No Pro

April 2007

1. No Pro
2. No Pro
3. Y-9:15-11:25= 2hrs. 10mins.
DR-1:15-3:05= 1hr. 50mins.
4. No Pro
5. DR-9:17-11:04= 1hr. 47mins.
6. No Pro
7. Law Library, No-Yard
DR-1:20-3:00= 1hr. 40mins.
8. No Pro
9. DR-2:45-3:10= 25mins.
No-Yard
10. DR-1:15-3:10= 1hr. 55mins.
11. Law Library, No-Yard
DR-1:40-3:15= 1hr. 35mins.
12. DR-9:30-10:31= 1hr. 1min.
13. No Pro
14. Y-9:15-11:25= 2hrs. 10mins.
DR-1:37-2:30= 53mins.
15. No Pro
16. DR-9:18-11:15= 1hr. 57mins.
Y-1:20-3:20= 2hrs.
17. DR-9:30-11:05= 1hr. 35mins.
18. Law Library, No-Yard
Medical, No-Dayroom
19. DR-1:30-3:20= 1hr. 50mins.
20. DR-9:12-11:12= 2hrs.
Y-1:10-3:25= 2hrs. 15mins.
21. No Pro
22. DR-1:20-3:13= 1hr. 53mins.
No-Yard
23. DR-1:15-3:13= 1hr. 57mins
24. Y-9:17-11:25= 2hrs. 8mins.
DR-1:20-3:10= 1hr. 50mins.
25. DR-9:23-11:10= 1hr. 47mins.
26. Y-9:25-11:25= 2hrs.
DR-1:25-3:10= 1hr. 45mins.
27. No Pro
28. DR-9:12-11:10= 1hr. 58mins.
Y-1:10-3:20= 2hrs. 10mins.
29. No Pro
30. DR-1:23-3:13= 1hr. 50mins.
No-Yard

"Y" = Yard

"DR" = Dayroom

"No Pro" = No Program

May 2007

1. No Pro, Isolated incident.
2. No Pro
3. No Pro
4. No Pro
5. No Pro
6. No Pro
7. No Pro
8. No Pro
9. No Pro
10. No Pro
11. No pro
12. No Pro
13. No Pro
14. No Pro
15. No Pro
16. No Pro
17. No Pro
18. No Pro
19. No Pro
20. No Pro
21. No Pro
22. No pro
23. No Pro
24. No Pro
25. No Pro
26. No Pro
27. No Pro
28. No Pro
29. No Pro
30. DR-9:19-11:30= 2hrs 11mins
31. Law Library, No-DR
Y-1:11-3:25= 2hrs. 14mins.

"Y" = Yard

"DR" = Dayroom

"No Pro" = No Program

June 2007

1. Y-9:10-11:25= 2hrs. 15mins.
No-DR
2. No Pro
3. No Pro
4. No Pro
5. No Pro, Slashing in 4 Blk.
6. No Pro
7. No-Y, Medical
DR-2:10-3:10= 1hr.
8. No-DR, Law Library
9. DR-10:00-11:00= 1hr.
Y-1:15-3:25= 2hrs. 10mins.
10. No Pro
11. DR-9:30-11:15= 1hr. 45min.
No-Y
12. DR-1:20-3:10= 1hr. 50mins.
13. No Pro
14. DR-9:30-11:30= 2hrs.
15. DR-9:55-11:11= 1hr. 16mins.
Y-1:39-3:24= 1hr. 45mins.
16. No Pro
17. No Pro
18. No Pro
19. No-DR
Y-1:15-3:25= 2hrs. 10mins.
20. No Pro
21. No-Y
DR-1:45-3:10= 1hr. 25mins.
22. No Pro
23. No Pro
24. No Pro
25. DR-1:17-3:17= 2hrs.
26. DR-9:28-11:14= 1hr. 46mins
27. DR-9:20-11:15= 1hr. 55mins.
28. DR-1:04-3:10= 2hrs. 6mins.
- 29 Y-9:20-11:25= 2hrs. 5mins
DR-1:23-3:15= 1hr. 52mins.
30. DR-9:11-10:59= 1hr. 48mins.

July 2007

1. DR-9:18-11:06= 1hr. 48mins.
Y-1:19-2:40= 1hr. 21mins.
2. No Pro
3. Y-9:15-11:25= 2hrs. 10mins.
DR-1:24-3:14= 1hr. 50mins.
4. DR-9:21-11:10= 1hr. 49mins.
5. DR-9:08-11:20= 2hrs. 12mins.
No-Y
6. DR-1:09-3:18= 2hrs. 9mins.
7. Y-9:06-11:24= 2hrs. 18mins.
DR-1:10-3:11= 2hrs. 1min.
8. No Pro
9. DR-9:41-11:12= 1hr. 31mins.
Y-2:03-3:29= 1hr. 26mins.
10. DR-1:01-3:11= 2hrs. 10mins.
11. No-Y
DR-1:20-3:14= 1hr. 54mins.
12. Y-1:10-3:25= 2hrs. 15mins.
13. DR-9:33-11:13= 1hr. 40mins.
No-Y
14. Y-10:13-11:26= 1hr. 13mins.
DR-1:35-2:27= 52mins.
15. DR-1:30-3:12= 1hr. 42mins.
16. DR-10:26-11:14= 48mins.
Y-1:11-3:25= 2hrs. 14mins.
17. DR-9:11-11:08= 1hr. 57mins
18. DR-1:42-2:11= 29mins.
19. Y-9:15-11:28= 2hrs. 13mins.
DR-1:15-3:14= 1hr. 59mins.
20. DR-9:18-11:12= 1hr. 54mins.
21. DR-9:35-11:10= 1hr. 35mins.
Y-2:30-3:25= 55mins.
22. DR-2:10-3:19= 1hr. 9mins.
23. Y-10:05-11:23= 1hr. 27mins.
DR-1:21-3:11= 1hr. 50mins.
24. DR-9:20-11:10= 1hr. 50mins
25. DR-9:30-11:11= 1hr. 41mins.
Y-1:05-3:24= 2hrs. 19mins.
26. DR-1:24-3:10= 1hr. 46mins.
27. Y-9:18-11:29= 2hrs. 11mins.
DR-1:20-1:51= 31mins.
28. No Pro
29. No Pro
30. No Pro
31. Y-9:20-11:25= 2hrs. 5mins.
No-DR

"Y" = Yard

"DR" = Dayroom

"No Pro" = No Program

August 2007

1. No Pro
2. DR-9:10-11:10= 2hrs.
3. No Pro
4. DR-1:12-3:02= 1hr. 50mins.
5. No Pro
6. No Pro
7. DR-1:07-3:18= 2hrs. 11mins.
No-Y
8. No Pro
9. No Pro
10. DR-9:55-11:11= 1hr 16mins.
Y-1:10-3:10= 2hrs.
11. No Pro
12. DR-9:36-11:11= 1hr. 35mins.
13. No Pro
14. DR-9:27-11:12= 1hr. 45mins.
15. Y-9:20-11:20= 2hrs.
DR-1:32-3:12= 1hr. 40mins.
16. DR-1:19-3:14= 1hr. 55mins.
17. No Pro
18. DR-9:26-11:11= 1hr. 45mins.
19. No Pro
20. No Pro
21. No Pro
22. No Pro
23. No Pro
24. No Pro
25. No Pro
26. No Pro
27. No Pro
28. No Pro
29. No Pro
30. No Pro
31. Y-9:08-11-28= 2hrs. 20mins.
No-DR

"Y" = Yard

"DR" = Dayroom

"No Pro" = No Program

September 2007

1. DR-9:26-11:11= 1hr. 45mins.
No-Y
2. DR-1:29-3:12= 1hr. 43mins.
3. DR-9:13-11:18= 2hrs. 5mins.
No-Y
4. DR-1:10-3:10= 2hrs.
5. Y-9:17-11:28= 2hrs. 11mins.
DR-1:20-3:12= 1hr. 52mins.
6. DR-9:16-11:09= 1hr. 53mins.
7. DR-9:45-11:25= 1hr. 40mins.
Y-1:10-3:21= 2hrs. 11mins.
8. Staff funeral, No Pro.
9. Y-9:24-11:25= 2hrs. 1min.
DR-1:15-3:10= 1hr. 55mins.
10. DR-9:35-11:15= 1hr. 40mins.
11. DR-10:12-11:15= 1hr. 3mins.
Y-1:09-3:20= 2hrs. 11mins.
12. DR-1:27-3:10= 1hr. 43mins.
13. Y-9:10-11:28= 2hrs. 18mins.
DR-1:17-2:28= 1hr. 1mins.
14. DR-9:10-11:10= 2hrs.
15. DR-10:00-11:18= 1hr. 18mins.
Y-1:03-3:23= 2hrs. 20mins.
16. DR-1:10-3:10= 2hrs.
17. Y9:05-11:25= 2hrs. 20mins.
DR-1:18-3:09= 1hr. 51mins.
18. DR-9:10-11:11= 2hrs. 1min.
19. DR-9:13-11:09= 1hr. 56mins.
Y-1:10-3:18= 2hrs. 8mins.
20. DR-1:16-3:12= 1hr. 56mins.
21. Y-9:35-11:31= 1hr. 56mins.
DR-1:20-3:09= 1hr. 49mins.
22. DR-9:26-11:06= 1hr. 40mins.
23. DR-9:18-11:10= 1hr. 52mins.
Y-1:15-3:29= 2hrs. 14mins.
24. DR-1:20-3:10= 1hr. 50mins.
25. Y-9:10-11:24= 2hrs. 14mins.
DR-1:16-3:10= 1hr. 54mins.
26. DR-9:15-11:15= 2hrs.
27. DR-9:35-11:15= 1hr. 40mins.
Y-1:50-3:20= 1hr. 30mins.
28. DR-9:15-11:07= 1hr. 52mins.
29. Y-9:25-11:25= 2hrs.
DR-1:25-3:10= 1hr. 45mins.
30. DR-10:00-11:30= 1hr. 30mins

Y= Yard

DR= Dayroom

No Pro= No Program

October 2007:

- | | |
|---|--|
| 1. DR- 9:35-11:19=1hr 45min
Y- 1:15-3:27= 2hr-12min | 24.No-Pro (searching level 3's in gym) |
| 2.DR-1:20-3:15=1hr-55min | 25.NO-Pro-" " |
| 3.No Yard (noexplanation)
DR-1:12-3:10=1hr-58min | 26.No-Pro-" " |
| 4.DR-9:55-11:10=1hr-55min | 27. No-Pro-" " |
| 5.DR-9:20-11:08=1hr-48min
Y-1:12-3:25=2hr-13min | 28. No-Pro-(searched this building) |
| 6.DR-2:12-3:12=2hr-00min | 29.No-Pro-" " |
| 7.y-9:15-11:20=2hr-05min
No DR. (no explanation) | 30.No-Pro-" " |
| 8. NO PRO (no explanation) | 31.No-Pro-" " |
| 9.DR-9:55-11:10=1hr-15min
y-1:26-3:26=2hr-00min | |
| 10.No-PRO (staff assault 2 block) | |
| 11.y-9:07-11:25=2hr-22min
No DR (no explanation) | |
| 12.DR-9:11-11:09=1hr-54min | |
| 13.DR-9:11-11:09=1hr-54min
y-1:09-3:22=2hr-13min | |
| 14.DR-12:58-3:06=2hr-08min
y-NO YARD (lack of staff) | |
| 15. y-9:01-11:19=2hr-18min
DR-1:20-3:07=1hr-43min | |
| 16.DR-9:11-11:11=2hr-00min | |
| 17.DR-9:10-11:10=2hr-00min
y-1:53-3:23=1hr-30min | |
| 18.FLU-SHOTS NO-PRO | |
| 19.y-9:18-11:20=2hr-02min
DR-1:20-3:08=1hr48min | |
| 20.DR-9:21-11:12=1hr51min | |
| 21.DR-9:24-11:15=1hr49min
y-1:10-3:25=2hr15min | |
| 22.NO-PRO (squad in building) | |
| 23.y-9:05-11:25=2hr20min
DR-1:10-3:10=2hr00min | |

"Y"=YARD

"DR"=Dayroom

"NO-PRO"=No Program

NOVEMBER 2007

1.No-Pro"	"	27. DR-9:15-11:10= 1hr. 55mins. Y-1:15-3:15= 2hrs.
2.No-Pro"	"	
3.No-Pro"	"	28. DR-1:10-3:10= 2hrs.
4.No-Pro"	"	29. Y-9:10-11:25= 2hrs. 15mins. DR-1:20-3:10= 1hr. 50mins.
5.No-Pro"	"	30. DR-9:10-11:15= 2hrs. 5mins.
6.No-Pro"	"	
7.No-Pro"	"	
8.Dr-1:44-2:16=0hrs32min		
9.Dr-10:34-11:12=0hrs38min Y-1:22-3:22=2hr 00min		
10.Dr-9:20-11:11=1hr51min		
11.Dr-9:20-11:11=1hr51min y-1:10-3:20=2hr10min		
12.Dr-1:11-3:11=2hr00min		
13.Y-9:04-11:25=2hr21min Dr-1:40-3:15=1hr35min		
14.Dr-9:15-11:10=1hr55min		
15. No-DR (no explanation) y-1:10-3:20=2hr10min		
16.NO-PRO (staff training)		
17.No-Pro (transpacking lv#3 in the gym) Dr-2:28-3:28=2hr00min		
18.No-Pro (inmate death/lack of staff)		
19.No-Pro		
20.Dr.1:10-3:10=2hr00min		
21.y-9:05-11:30=2hr25min Dr-1:20-3:20=2hr00min		
22.Dr-9:15-11:10=1hr55min		
23.Dr-9:30-11:10=1hr40min Y-1:15-3:25=2hr10min		
24. DR-1:30-3:10= 1hr. 40mins.		
25. Y-9:10-11:25= 2hrs. 15mins. DR-1:15-3:10= 1hr. 55mins.		
26. DR-9:15-11:15= 2hrs.		

"Y"= Yard

"DR"- Dayroom

"No Pro"= No Program

December 2007

1. DR-9:12-11:12= 2hrs.
Y1:10-3:22= 2hrs. 12mins.
2. DR-1:10-3:15= 2hrs. 5mins.
3. Y-9:05-11:20= 2hrs. 15mins.
DR-1:12-3:12= 2hrs.
4. DR-9:02-11:02= 2hrs.
5. DR-9:42-11:11= 1hr. 29mins.
No-Y
6. DR-1:15-3:10= 1hr. 55mins.
7. Y-9:10-11:20= 2hrs. 10mins.
DR-1:25-3:10= 1hr. 45mins.
8. DR-9:25-11:10= 1hr. 45mins.
9. No-DR
Y-1:05-3:20= 2hrs. 15mins.
10. DR-1:05-3:10= 2hrs. 5mins.
11. Y-9:10-11:25= 2hrs. 15mins.
No-DR
12. No-Pro
13. DR-9:20-11:15= 1hr. 55mins.
Y-1:13-3:20= 2hrs. 7mins.
14. DR-1:45-3:10= 1hr. 25mins.
15. No-Y
DR-1:30-3:15= 1hr. 45mins.
16. DR-10:10-11:15= 1hr. 5mins.
17. DR-9:15-11:10= 1hr. 55mins.
Y-1:10-3:20= 2hrs. 10mins.
18. DR-1:10-3:15= 2hrs. 5mins.
19. Y-9:15-11:25= 2hrs. 10mins.
DR-1:20-3:10= 1hr. 50mins.
20. DR-9:45-11:10= 1hr. 25mins.
21. DR-9:10-11:10= 2hrs.
Y-1:05-3:20= 2hrs. 15mins.
22. DR-1:40-3:10= 1hr. 30mins.
23. No-Pro
24. DR-9:20-10:46= 1hr. 26mins.
25. DR-9:00-11:15= 2hrs. 15mins.
No-Yard
26. DR-1:30-3:10= 1hr. 40mins.
27. No-Yard
DR-1:20-3:10= 1hr. 50mins.
28. DR-9:15-11:10= 1hr. 55mins.
29. DR-9:20-11:15= 1hr. 55mins.
No-Yard
30. DR-1:15-3:10= 1hr. 55mins.
31. Y-10:25-11:25= 1hr.
DR-1:20-3:10= 1hr. 50mins.

"Y"= Yard

"DR"= Dayroom

"No Pro"= No Program

January 2008

- | | |
|---|--|
| 1. DR-9:20-11:10= 1hr. 50mins.
Y-1:05-2:05= 1hr. | 25. DR-9:15-11:10= 1hr. 55mins.
No-Yard |
| 2. DR-9:14-11:10= 1hr. 56mins. | 26. No-Pro |
| 3. Y-9:10-11:20= 2hrs. 10mins.
DR- 1:23-3:10= 1hr. 47mins. | 27. No Pro |
| 4. No-Pro, (Attempted Murder of inmate 1/3/08 @ dinner) | |
| 5. No-Pro | 28. No-Pro |
| 6. No-Pro | |
| 7. No-Pro | 29. No-Pro |
| 8. DR-1:20-3:10= 1hr. 50mins. | 30. No-Pro |
| 9. DR-10:30-11:25= 55mins.
Y-1:10-3:25= 2hrs. 15mins. | 31. No-Pro |
| 10. DR-9:45-11:15= 1hr. 30mins. | |
| 11. No-Yard
DR-2:10-3:10= 1hr. | |
| 12. No-Pro | |
| 13. DR-9:20-11.10= 1hr. 50mins.
Y-1:30-2:15= 45mins. | |
| 14. DR-9:15-11:15= 2hrs. | |
| 15. Y-9:05-11:25= 2hrs. 20mins.
DR-1:25-3:10= 1hr. 45mins. | |
| 16. DR-1:15-3:10= 1hr. 55mins. | |
| 17. DR-9:15-11:10= 1hr. 55mins.
Y-1:40-3:25= 1hr. 45mins. | |
| 18. DR-9:08-11:08= 2hrs. | |
| 19. Y-10:05-11:20= 1hr. 25mins.
DR-1:20-3:10= 1hr. 50mins. | |
| 20. DR-1:20-3:10= 1hr. 50mins. | |
| 21. DR-9:30-11:21= 1hr. 42mins.
Y-1:07-3:25= 2hrs. 18mins. | |
| 22. DR-9:08-11:08= 2hrs. | |
| 23. No-Pro | |
| 24. DR-1:30-3:15= 1hr. 45mins. | |

"Y"= Yard

"DR"= Dayroom

"No-Pro"= No Program

February 2008

1. No-Pro
2. No-Pro
3. No-Pro
4. No-Pro
5. No-Pro
6. No-Pro
7. No-Pro
8. No-Pro
9. No-Pro
10. No-Pro
11. No-Pro
12. No-Pro
13. No-Pro
14. DR-9:10-11:15= 2hrs. 5mins.
15. Y-9:15-11:25= 2hrs. 10mins.
DR-2:17-3:10= 53mins.
16. DR-1:25-3:15= 1hr. 50mins.
17. DR-9:25-11:10= 1hr. 45mins.
Y-1:10-3:25= 2hrs. 15mins.
18. No-Pro
19. Y-9:15-11:25= 2hrs. 10mins.
DR-1:20-3:10= 1hr. 50mins.
20. DR-1:15-3:10= 1hr. 55mins.
21. DR-9:15-11:13= 1hr. 58mins.
Y-1:05-3:25= 2hrs. 20mins.
22. DR-9:06-11:05= 1hr. 59mins.
23. Y-9:11-11:25= 2hrs. 14mins.
DR-1:20-3:11= 1hr. 51mins.
24. DR-1:17-3:10= 1hr. 53mins.
25. DR-9:25-11:10= 1hr. 45mins.
Y-1:15-3:25= 2hrs. 10mins.
26. DR-9:25-1:15= 1hr. 50mins.
27. No-Yard
DR-1:25-3:10= 1hr. 45mins.
28. DR-1:15-3:10= 1hr. 55mins.
29. No-DR
Y-1:05-3:25= 2hrs, 20mins.

"Y"= Yard

"DR"= Dayroom

"No-Pro"= No Program

March 2008

1. Y-9:58-11:25= 1hr. 23mins.
DR-1:12-3:12= 2hrs.
2. DR-1:14-3:10= 1hr. 56mins.
3. No-Pro
4. No-Pro
5. No-Pro
6. DR-1:40-3:11= 1hr. 31mins.
7. Y-9:10-11:25= 2hrs. 15mins.
DR-1:30-3:10= 1hr. 40mins.
8. DR-9:25-11:15= 1hr. 50mins.
9. No-Pro
10. DR-1:20-3:15= 1hr. 55mins.
11. Y-9:10-11:25= 2hrs. 15mins.
DR-2:15-3:05= 50mins.
12. DR-10:25-11:15= 50mins.
13. DR-9:10-11:10= 2hrs.
Y-1:10-3:25= 2hrs. 15mins.
14. DR-1:20-3:10= 1hr. 50mins.
15. Y-9:15-11:20= 2hrs. 5mins.
No-DR
16. DR-9:20-11:10= 1hr. 50mins.
17. DR-9:15-10:00= 45mins.
Y-1:05-3:25= 2hrs. 20mins.
18. DR-1:10-3:10= 2hrs.
19. Y-9:15-11:25= 2hrs. 10mins.
No-DR
20. DR-9:20-11:10= 1hr. 50mins.
21. DR-9:25-11:15= 1hr. 50mins.
Y-1:10-2:50= 1hr. 40mins.
22. No-Pro
23. No-Yard
DR-2:30-3:10= 40mins.
24. DR-10:10-11:15= 1hr. 5mins.
25. DR-10:22-11:20= 58mins.
Y-1:07-3:15= 2hrs. 8mins.
26. DR-1:20-3:10= 1hr. 50mins.
27. Y-9:10-11:25= 2hrs. 15mins.
DR-1:15-3:10= 1hr. 55mins.
28. DR-9:15-11:15= 2hrs.
29. DR-9:40-11:15= 1hr. 35mins.
Y-1:20-3:25= 2hrs. 5mins.
30. DR-1:10-3:10= 2hrs.
31. No-Pro

"Y"-Yard

"DR"-Dayroom

"No-Pro"= No Program

April 2008

1. DR-9:20-11:10= 1hr. 50mins.
Y-1:10-3:25= 2hrs. 15mins.
2. DR-9:15-11:10= 1hr. 55mins.
3. Y-9:05-11:05= 2hrs.
DR-1:52-2:32= 40mins.
4. No-Pro
5. No-DR
Y-1:04-3:25= 2hrs. 21mins.
6. No-Pro
7. Y-9:30-11:23= 1hr. 52mins.
No-DR
8. No-Pro
9. DR-9:20-11:10= 1hr. 50mins.
Y-1:10-3:25= 2hrs. 15mins.
10. DR-9:15-11:15= 2hrs.
11. Y-9:05-11:25= 2hrs. 20mins.
DR-2:20-3:10= 50mins.
12. DR-1:00-3:10= 2hrs. 10mins.
13. DR-9:35-11:15= 1hr. 40mins.
Y-1:30-3:20= 1hr. 50mins.
14. No-Pro
15. No-Pro
16. DR-1:20-2:45= 1hr. 25mins.
17. DR-9:20-11:15= 1hr. 55mins.
No-Yard
18. No-Pro
19. Y-9:10-11:25= 2hrs. 15mins.
DR-1:12-3:12= 2hrs.
20. No-DR
21. DR-9:20-11:15= 1hr. 55mins.
Y-1:12-3:25= 2hrs. 13mins.
22. DR-9:20-11:10= 1hr. 50mins.
23. Y-9:25-11:25= 2hrs.
DR-1:20-3:10= 1hrs. 50mins.
24. DR-1:25-3:10= 1hr. 45mins.
25. No-DR
Y-1:05-3:25= 2hrs. 20mins.
26. DR-9:20-11:10= 1hr. 50mins.
27. Y-9:20-11:20= 2hrs.
DR-2:20-3:10= 50mins.
28. DR-2:15-3:15= 1hr.
29. DR-9:15-11:10= 1hr. 55mins.
Y-1:05-3:20= 2hrs. 15mins.
30. DR-9:35-11:10= 1hr. 35mins.

"Y"= Yard

"DR"= Dayroom

"No-Pro"= No Program

May 2008

1. Y-9:05-11:25= 2hrs. 20mins.
DR-1:20-3:10= 1hr. 50mins.
2. No-DR
3. DR-9:30-11:10= 1hr. 40mins.
Y-1:05-3:20= 2hrs. 15mins.
4. DR-9:35-11:10= 1hr. 35mins.
5. Y-9:15-11:25= 2hrs. 10mins.
DR-1:40-3:10= 1hr. 30mins.
6. DR-1:25-3:10= 1hr. 45mins.
7. DR-9:30-11:15= 1hr. 45mins.
Y-1:20-3:25= 2hrs. 5mins.
8. No-DR
9. Y-9:05-11:25= 2hrs. 20mins.
DR-2:22-3:10= 48mins.
10. DR-1:15-3:10= 1hr. 55mins.
11. DR-9:25-11:15= 1hr. 50mins.
Y-1:15-3:25= 2hrs. 10mins.
12. DR-9:25-11:15= 1hr. 50mins.
13. Y-9:05-11:05= 2hr.
DR-1:22-3:10= 1hr. 48mins.
14. DR-1:15-3:10= 1hr. 55mins.
15. No-Pro, (Laundry Sweep)
16. DR-10:30-11:00= 30mins.
17. Y-9:10-11:25= 2hrs. 15mins.
DR-1:15-3:10= 1hr. 55mins.
18. No-DR
19. No-DR
Y-1:05-3:25= 2hrs. 20mins.
20. DR-9:45-11:15= 1hr. 30mins.
21. Y-9:10-11:25= 2hrs. 15mins.
DR-1:15-3:10= 1hr. 55mins.
22. DR-1:11-3:10= 1hr. 59mins.
23. DR-9:15-11:10= 1hr. 55mins.
Y-1:10-3:25= 2hrs. 15mins.
24. DR-9:20-11:10= 1hr. 50mins.
25. Y-9:05-11:25= 2hrs. 20mins.
DR-1:15-3:10= 1hr. 55mins.
26. DR-1:25-3:10= 1hr. 45mins.
27. DR-9:20-11:10= 1hr. 50mins.
Y-1:10-3:20= 2hrs. 10mins.
28. DR-9:46-11:10= 1hr. 24mins.
29. Y-9:05-11:20= 2hrs. 15mins.
DR-1:20-3:10= 1hr. 50mins.
30. DR-1:15-3:10= 1hr. 55mins.
31. DR-9:20-11:10= 1hr. 50mins.
Y-1:10-3:20= 2hrs. 10mins.

"Y"= Yard

"DR"= Dayroom

"No-Pro"= No Program

June 2008

1. Y-9:10-11:20= 2hrs. 10mins.
DR-1:15-3:10= 1hr. 55mins.
2. DR-2:12-3:10= 58mins.
3. Y-9:12-11:20= 2hrs. 8mins.
DR-1:30-3:10= 1hr. 40mins.
4. DR-9:30-11:10= 1hr. 40mins.
5. DR-9:20-11:10= 1hr. 50mins.
Y-1:10-3:25= 2hrs. 15mins.
6. DR-1:15-2:40= 1hr. 25mins.
7. Y-9:20-11:25= 2hrs. 5mins.
DR-1:15-3:10= 1hr. 55mins.
8. DR-9:20-11:10= 1hr. 50mins.
9. DR-9:15-11:10= 1hr. 55mins.
Y-1:10-3-10= 2hrs.
10. DR-1:15-3:10= 1hr. 55mins.
11. Y-10:15-11:20= 1hr. 5mins.
DR-1:15-3:10= 1hr. 55mins.
12. DR-9:10-11:10= 2hrs.
13. DR-9:30-11:10= 1hr. 40mins.
Y-1:35-3:25= 1hr. 50mins.
14. DR-1:15-3:10= 1hr. 55mins.
15. Y-9:15-11:25= 2hrs. 10mins.
DR-1:20-3:10= 1hr. 50mins.
16. DR-9:15-11:10= 1hr. 55mins.
17. DR-9:15-11:15= 2hrs.
Y-1:15-3:25= 2hrs. 10mins.

"Y"= Yard

"DR"= Dayroom

No-Pro"= No Program

Exhibit B

DECLARATION OF _____

I, JASON MICHAEL CRIPPEN, hereby declare:

THAT I ARRIVED AT SALINAS VALLEY STATE PRISON ON MAY 5TH 2003. AND I HAVE BEEN CONTINUOUSLY HOUSED IN A3 SINCE APPROXIMATELY JULY OF THAT SAME YEAR.

DURING THE TIME IN QUESTION WE WERE BEING DENIED REGULAR PROGRAM IN A PURPOSEFUL, DELIBERATE MANNER.

FOR LARD THE EXCUSES WERE: LACK OF STAFF, LACK OF SGT/LT., AND NUMEROUS "INVESTIGATIONS."

FOR DAYBORN THE EXCUSES WERE: LACK OF STAFF, STAFF THAT WERE WORKING WEREN'T IN THE BUILDING, ROLLING UP PROPERTY, AND MANY TIMES JUST BLATANT REFUSAL TO RUN PROGRAMS ON TIME, IF AT ALL.

I HAVE READ MR. PADILLAS COMPLAINT AND AM IN AGREEMENT WITH THE TIMES + DATES FOR HOW PROGRAM WAS BEING ADMINISTERED.

VERIFICATION

I am the declarant in the above cause of action, have read the statements herein, and declare under penalty of perjury that upon information and belief these statements are true and correct.

DATED: 6/21/08

RESPECTFULLY SUBMITTED,



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DECLARATION OF _____

I, ANDREW BREW, hereby declare:

I have been on "A" yard at Salinas Valley State Prison for 2 yrs, and for those 2 yrs I have been Larry D. Padilla's cell mate. Since being his cell mate I know all about his case and have seen him keep logs that are 100% accurate on the way that program is run on this yard. I have also read the logs that the prison has tried to say were accurate and true and used as evidence against Mr. PADILLA. After reading said logs I can and will testify to the fact that they are totally false and inaccurate and are made to sound correct only to help them get out of this law suit. Here at S.U.S.P. we are constantly locked down for nothing. we are on an S.N.Y. yard and that means we have given up all affiliations and have no ties to any groups gangs or any other such things. we just want to program, yet this prison doesn't let that happen, we are locked down all the time for, staff shortages, "kites", isolated incidents, and any other thing they can use to keep us locked in our cells and not have to do their jobs. There is also the fact that some people on this yard are child molesters and rapists, and the staff uses that against

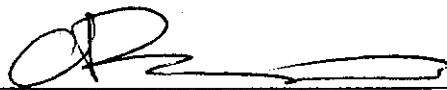
1 all of us, by discriminating against us all
2 because they don't know who's a child molester
3 or rapist and who's not. I believe that this
4 is a big reason this yard is treated the way
5 it is by this staff, they believe that we
6 are all garbage and should be treated as
7 such.

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22 **VERIFICATION**

23 I have read the above declaration and swear under penalty of perjury that the
24 statements made herein are true and correct, except as to those matters alleged upon
25 information and belief, and as to those matters I do believe them to be true.

26
27 **DATED:** 6.19.08

RESPECTFULLY SUBMITTED,

28 

DECLARATION OF DAVID R. WILLIAMS.

I, DAVID R. WILLIAMS, hereby declare:

That I have known Mr. Larry Padilla since April of 2004.
I have read what he has filed in the Courts along with
written record of the times and dates that we have been
released to yard and dayroom program at this prison (S.V.S.P.).

It is very apparent that building floor staff and
Control tower in the units log their books falsely.

They claim to have had program and in fact have not.
Their defence shows the Courts a false representation of
the true program here at S.V.S.P. (Specifically A-Yard).

Mr. Padilla has kept a true and accurate record of
all times and dates from January 1, 2005 to the present
date, and thus I will gladly testify to.

VERIFICATION

I am the declarant in the above cause of action, have read the statements herein,
and declare under penalty of perjury that upon information and belief these statements are
true and correct.

DATED: June 16, 2008

RESPECTFULLY SUBMITTED,

David Williams K-12411

DECLARATION OF _____

I, CHRISTOPHER ROY, hereby declare:

THAT I HAVE KNOWN MR. PADILLA, FOR SEVERAL YEARS AND
HAVE FIRST HAND KNOWLEDGE OF M.R. PADILLAS RECORD
KEEPING OF ALL TIMES HE LEAVES AND ENTERS HIS CELL
AND WHETHER THERE IS PROGRAM OR NOT. MR. PADILLAS,
RECORD IS TRUE AND CORRECT AND THIS I CAN TESTIFY
TO.

VERIFICATION

I am the declarant in the above cause of action, have read the statements herein,
and declare under penalty of perjury that upon information and belief these statements are
true and correct.

DATED: June 16, 2008

RESPECTFULLY SUBMITTED,

Christopher Roy P. 21588

Exhibit C

California Department of Corrections and Rehabilitation

Salinas Valley State Prison

M E M O R A N D U M



Date: 2/8/2007

To: Facility 'A' Population

Subject: Minutes From Meeting With Facility 'A' Lieutenant S. Hatton

On February 7, 2007 a meeting was held with Facility 'A' Lieutenant S. Hatton beginning at 10:00am. The following Executive Body Members were present: Rose K-09663 Chairman, Valencia K-07026 Vice Chairman, Vasquez P-50104 Secretary, Olivencia H-83969 Parliamentarian, Scrivans T-11507 Treasurer, and Duran C-70078 Sergeant at Arms. The Following issues were presented and answered as follows:

1. The current status of the MAC By-Laws being signed off. As of this date have been sent up the chain of command and are awaiting signatures of the administration.
2. The issue of the Lockdowns (Modified Program) due to Kites was addressed and the following answer was given; Depending upon the circumstances and content of the "Kite" not all "Kites received are reacted to as valid and necessitate a Lockdown (Modified Program). It was asked that a Plan Of Operations be distributed to the population to inform them as to why we are on the status of Lockdown and we were informed that they would be passed out during the future Lockdowns Lieutenant S. Hatton informed the M.A.C. that the medical box that is located in front of the clinic is going to be removed and medical boxes are going to be placed in the housing units in front of the C/O office.
3. The population has asked about the Critical Workers being given the first opportunity to get canteen when we resume normal program and the Lieutenant informed the M.A.C. that in the event that we go on an extended Lockdown they would be allowed this opportunity. However if the Lockdown is only for a short duration then the canteen will be ran as it is during normal program. The canteen structure has been addressed and it will be ran as it was previously by building only.
4. The M.A.C. addressed the issue of the condition of the mattresses and the possibility of replacing them. The mattresses are going to be replaced five at a time each month by order of the C/O. The issue of cleaning supplies for the cells and the building was addressed and it was requested that the necessary supplies be distributed. The amount and what kind of cleaner to be given for purpose of cleaning the cells is being checked into and the M.A.C. will be given a response in the near future.
5. During the open floor discussion it was proposed that a Bag And Drag program be implemented. The answer given was "NO". This was proposed for both regular program as well as during extended LockDowns. It was proposed that we have more tournaments and we

State of California

Department of Corrections

Memorandum

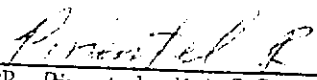
Date : April 18, 2005

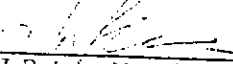
To : Facility 'A' General Population


Subject: Facility "A" Meeting With Lt. R. Binkele.

On 04-18-05 at approximately 1045 hours a meeting was held with Facility "A" Lieutenant R. Binkele in regards to the Program on Facility "A" Yard. Present at the meeting were, R. Pimentel M.A.C. Chairman, J. Price, M.A.C. Vice-Chairman T. Duran, M.A.C. Secretary

The Facility Lieutenant advised the M.A.C. Executive body that due to shortage of Staff a State of Emergency has been Declared here at S.V.S.P. However the Lieutenant's objective is to run as much program as possible as Staff are available. The inmate Population should be advised that the current program that is in place will be followed, that redirection of Staff will still occur and the program, subject to Staff availability, will be ran as it has been. The Lieutenant has advised the M.A.C. that Staffing here at S.V.S.P will be short for the next two months, but that there is the possibility that new Staff will be arriving at S.V.S.P. It is the intention of the M.A.C. to put the inmate population on notice that the Lieutenant is willing to run as much program as is possible, but due to the current STATE OF EMERGENCY there may be, at times, a change in program as Staff are not available. All Facility priority Ducats will be honored, as well as visiting. Canteen will be ran per availability of Staff, as well as packages. The M.A.C. is requesting that the inmate population be patient, and that it is our belief that the program will improve in the near future. Please keep in mind that the State of Emergency is effecting the entire Institution and not just Facility "A" Yard.


R. Pimentel, M.A.C Chairman


J Price, M.A.C. Vice-Chairman


T. Duran, M.A.C. Secretary


R. Binkele,
Facility "A" Lieutenant

Exhibit D

Monterey County Grand Jury Report Blasts Two California Prisons

by Marvin Mentor

In its 2006 report on Monterey County's two state prisons (Salinas Valley State Prison (SVSP) and the Correctional Training Facility (CTF)), the Monterey County Grand Jury made 23 findings and 13 recommendations for SVSP plus 5 findings and 4 recommendations for CTF. In general, it found counterproductive conditions of overcrowding, lack of programs and poor "vertical" staff communication. In addition, it found too many unfilled guard positions at SVSP, which it laid to unaffordable housing in the county. But this did not explain why neighboring CTF had almost full employment.

SVSP is a new style ("180 degree") prison, designed in 1996 to hold 2,234 prisoners on its 300 acres. However, as of March 2006, it housed 4,267 Level I through Level IV prisoners in what were intended to be single-occupied prison cells, as well as in gymnasiums and day rooms. SVSP has had twelve wardens in the past ten years (five since 2004), suffering a record of constant violence, "Green Wall" Code of Silence incidents, lockdowns, and demoralization of both staff and prisoners. SVSP has terminated all of its vocational programs, cut its Prison Industry Authority programs to one (a minimum security dairy), and reduced its educational staff from 60 to 6. The report notes, not surprisingly, that during protracted lockdowns from gang violence, rehabilitation stops and prisoners only learn how to be better at prison violence.

To deal with staff shortages and the resultant huge overtime burden, SVSP has put into place a one-year moratorium on guard transfers to other prisons. This has perhaps aggravated the already-broken-down "vertical" communications between line staff and upper management. While medical care is under federal receivership, there is still an acute shortage of medical and mental health beds, for which proposals have been made to quadruple the latter. The report notes that "the average prisoner's physical age is 20 years higher than his chronological age, requiring additional medical care."

Recommendations include "continuing efforts to reduce overcrowding." Of course, all of California's state prisons are overcrowded, so there is little one prison's management can realistically do. The jury

recommends cost-of-living adjustments. But this writer finds a flaw in the analysis here. Neighboring CTF, the jury noted, has a very low job-vacancy rate, suggesting that housing costs are not the driving force in SVSP's vacancy rate. To countermand the problem, the jury recommends increasing the minimum SVSP duty assignment (before transfer) to two years. (This is reminiscent of President Bush's solution for maintaining unpopular Iraq troop levels.) One solution offered was to have the state build affordable housing on grounds for staff. Additionally, the report addressed non-custody staff retention problems by recommending salaries competitive with private industry in the region. Finally, the jury recommended reinstating all of the vocational and Prison Industry programs that had been cut, so as to foster some path

for growth out of the debilitating gloom and doom of lockdown status.

The jury was more charitable in its review of adjoining 1950's-era CTF. While finding CTF's overcrowding worse than SVSP's (7,038 prisoners vs. a design capacity of 3,325), the report noted a veritable wealth of vocational and educational programs as well as a large number of Prison Industry jobs. Unlike at SVSP, staff morale was high and guard job-vacancy was one-fourth that of SVSP. Prisoners are being used to construct short-term staff housing (studio and one-bedroom units) on grounds. Recommendations regarding CTF were to continue to follow its "well-run" programs, add staff housing and reduce prisoner population. See: *2006 Monterey County Grand Jury Final Report* (Section 13). The report is available on the PLN website. ■

Connecticut: Victims' Privacy Protection Saves Some Sex Offenders From Public Registration

by John E. Dannenberg

In Connecticut, some convicted sex offenders' names will not show up on the state's public online registry. Under penal statute Section 54-255, courts may place certain sex offenders instead on a secret registry available only to law enforcement officials.

The name of James Baily Jones, 27, convicted in March 2007 of molesting a preschool girl, is not available to the public when inquiring online of sex offenders who might be living in their neighborhoods. Jones took a plea for a five-year suspended sentence plus five years' probation for touching a girl inappropriately. His entered an "Alford Plea," meaning he maintained his innocence while admitting the state might succeed if they took the case to trial. His sentence further banned him from unsupervised contact with any child under 17, ordered him to take counseling, and required him to register as a sex offender for ten years. However, Jones was shielded from public registry by a rare Section 54-255 court order, the purpose of which is supposedly to protect the identity of the victim. (Additionally, in any such case, the court must find that public dissemination is not necessary for public safety.)

Bolton, Connecticut state Representative Pamela Sawyer confessed she was unaware

of and shocked by this statute, calling it "chilling." Bolton's prosecutor Elizabeth Learning defended the statute as providing for plea-based convictions where, as here, the victim wanted nothing to do with a public trial. Thus, without Section 54-255, some sex offenders might get off scott-free when the prosecution's case could not proceed without painful victim testimony and cross-examination. In another case, Learning noted, a daughter raped by her father did not want to hurt him further, and the combination of an Alford Plea plus non-public registry was the best the state could do.

Section 54-255 was adopted by the Connecticut Legislature in 1999 to protect victims' constitutional privacy rights. It has only been applied in 30 of sex offender cases since. Yet, public outcry is now changing things. Connecticut's Judicial

Department will soon put all criminal conviction records on line. The posted dispositions and narratives there will give the public insight into virtually all crimes. However, courts sometimes "seal" case records. Sawyer opined that the hidden registry "pales in comparison to that." Ultimately, hiding the identity of a sex offender might well relate to how good a lawyer one can afford. ■

Source: *Connecticut Journal Inquirer*.

Exhibit E

STATE OF CALIFORNIA
GA-22 (9/92)

INMATE REQUEST FOR INTERVIEW

DEPARTMENT OF CORRECTIONS

DATE	TO	CC-II	FROM (LAST NAME)	CDC NUMBER
2/14/07	Appeals Coordinator (Eloy Medina)		Padilla	P-05966
HOUSING	BED NUMBER	WORK ASSIGNMENT	JOB NUMBER	
A3	202L		FROM TO	
OTHER ASSIGNMENT (SCHOOL, THERAPY, ETC.)			ASSIGNMENT HOURS	
			FROM TO	

Clearly state your reason for requesting this interview.

You will be called in for interview in the near future if the matter cannot be handled by correspondence.

I am resubmitting with the blacked out section regarding others. As to your response to a Normal Program, this prison hasn't had a Normal Program since Aug. 2006 which only lasted 31 days. Please keep attached to CDC-602 as I will be presenting this to the U.S. District Court as evidence... Padilla Vs. M.S. Evans CV-06-1725 MMJ [PR]

INTERVIEWED BY

Do NOT write below this line. If more space is required, write on back.

DATE

DISPOSITION

Original: Appeals Coordinator
Copy: Padilla, L. P-05966

STATE OF CALIFORNIA
GA-22 (9/92)

INMATE REQUEST FOR INTERVIEW

DEPARTMENT OF CORRECTIONS

DATE	TO	FROM (LAST NAME)	CDC NUMBER
1/27/07	Appeals Coordinator	Padilla	P-05966
HOUSING	BED NUMBER	WORK ASSIGNMENT	JOB NUMBER
A3	202L	N/A	FROM TO
OTHER ASSIGNMENT (SCHOOL, THERAPY, ETC.)			ASSIGNMENT HOURS
			FROM TO

Clearly state your reason for requesting this interview.

You will be called in for interview in the near future if the matter cannot be handled by correspondence.

Requesting that this CDC 602 be bypassed to the highest level, also that I be given a log number for this CDC 602.

Thank You.

INTERVIEWED BY

DATE

DISPOSITION

STATE OF CALIFORNIA

Copy: Padilla, L. P-05966

DEPARTMENT OF CORRECTIONS

**INMATE/PAROLEE
APPEAL FORM**
 CDC 602 (12/87)

Location: Institution/Parole Region

Log No.

Category

1.

2.

You may appeal any policy, action or decision which has a significant adverse affect upon you. With the exception of Serious CDC 115s, classification committee actions, and classification and staff representative decisions, you must first informally seek relief through discussion with the appropriate staff member, who will sign your form and state what action was taken. If you are not then satisfied, you may send your appeal with all the supporting documents and not more than one additional page of comments to the Appeals Coordinator within 15 days of the action taken. No reprisals will be taken for using the appeals procedure responsibly.

NAME	NUMBER	ASSIGNMENT	UNIT/ROOM NUMBER
Padilla, Larry	P-05966	N/A	A3-202L

A. Describe Problem: I'am filing this CDC 602 on M.S.Evans (Warden) and his Administration Staff; Captain, Lieutenant, Sergeant on Salinas Valley State Prisons Sensitive Needs Yard, Facility "A". For the last 27 days I have been denied a basic human need "Outside Exercise" a violation of the Eighth Amendment and Delierate Indifference towards this prisoner. The Administration has used every excuse and tactic to lock my self down as well as others on this yard for incidents that only in the minds of this administration seem to be a safety or Security concern as well as Isolated incidents that happen on A-Facility Yard, then to delay the program more the Administration uses a Interview signing form, which delays the program

If you need more space, attach one additional sheet.

(Continued on page 1)

B. Action Requested: Request that the blatant use of lock-downs be stopped for Isolated Incidents that don't involve my self [redacted] on Facility A-Yard.
That the signing of Interview Forms be discontinued.

Inmate/Parolee Signature:

Larry J. Padilla P-05966Date Submitted: 1/27/07

C. INFORMAL LEVEL (Date Received: _____)

Staff Response: _____

Staff Signature: _____

Date Returned to Inmate: _____

D. FORMAL LEVEL

If you are dissatisfied, explain below, attach supporting documents (Completed CDC 115, Investigator's Report, Classification chrono, CDC 128, etc.) and submit to the Institution/Parole Region Appeals Coordinator for processing within 15 days of receipt of response.

I'am dissatisfied with the Informal Level - Staffs' response of a Safety and Security concern are false, there can be No safety or security concern when this facility releases 50 to 100 prisoners for work and keep me locked-down. The Administratives' "Modified Program" is a total lock down for this prisoner and is in violation of a basic human need of "Outside-Exercise" and "Deliberate Indifference".

Signature: _____

Date Submitted: 1/30/07

Note: Property/Funds appeals must be accompanied by a completed

CDC Appeal Number:

Board of Control form BC-1E, Inmate Claim



First Level ☐ Granted ☐ P. Granted ☐ Denied ☐ Other _____

E. REVIEWER'S ACTION (Complete within 15 working days): Date assigned: _____ Due Date: _____

Interviewed by: _____

Staff Signature: _____ Title: _____ Date Completed: _____
 Division Head Approved: _____
 Signature: _____ Title: _____ Returned _____
 Date to Inmate: _____

F. If dissatisfied, explain reasons for requesting a Second-Level Review, and submit to Institution or Parole Region Appeals Coordinator within 15 days of receipt of response.

It is apparent that this administration will continue to violate my constitutional rights unless the court puts a stop to their unjustifiable lockdowns... This administration has continued to deny myself of outside exercise any time they choose regardless whether its justifiable or not.

Signature: Larry Padilla Date Submitted: 3/20/07

Second Level ☐ Granted ☐ P. Granted ☐ Denied ☐ Other _____

G. REVIEWER'S ACTION (Complete within 10 working days): Date assigned: _____ Due Date: _____

☐ See Attached Letter

Signature: _____ Date Completed: _____

Warden/Superintendent Signature: _____ Date Returned to Inmate: _____

H. If dissatisfied, add data or reasons for requesting a Director's Level Review, and submit by mail to the third level within 15 days of receipt of response.

I'am dissatisfied with G.Neotti, Chief Deputy Warden(A) as quoting §3001. §3270 do not apply to this prison denying me "Outside Exercise", than to use Prevention of Disorders §3300. This administration does not prevent disorder, they create it by locking me down for an unconfirmed "Kite" from either a disgruntled prisoner or staff looking for Hazard pay at the cost of violating my constitutional rights. No disorder has occurred after coming off a lockdown, due to the fact that the "Kites" are meaningless - These blatant lockdowns are

Signature: Larry Padilla -continued on page "H"- Date Submitted: 4/15/07

For the Director's Review, submit all documents to: Director of Corrections
 P.O. Box 942883
 Sacramento, CA 94283-0001
 Attn: Chief, Inmate Appeals

DIRECTOR'S ACTION: ☐ Granted ☐ P. Granted ☐ Denied ☐ Other _____
☐ See Attached Letter

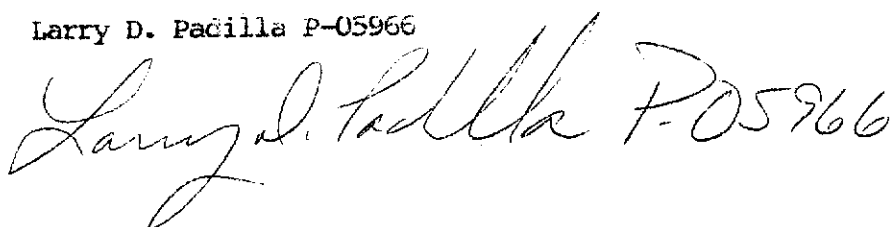
(Continued from CDC 602 A. Describe Problem)

even more, if an inmate refuses to sign the Interview Form he is threatened with AD-SEG, or the program will not continue until the Interview Form is signed regardless whether I was involved or not.

This is a continuing trend here at Salinas Valley State Prison of denying this prisoner of "Outside"Exercise".

Respectfully Submitted,

Larry D. Padilla P-05966

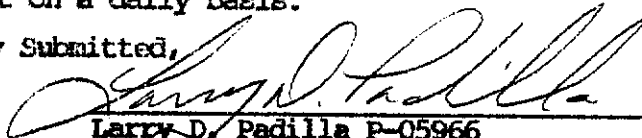
A handwritten signature in cursive script that reads "Larry D. Padilla P-05966". The signature is written in dark ink and is positioned below the typed name.

unnecessary, Eloy Medina, OCII states in a Screening form CDCR-695 on 1/31/07 that "Facility A is on normal program" In January 2007 I had 8hrs. 25mins. of yard out of 31 days; February 2007 I had 7hrs, 12mins. of yard out of 28days; March 2007 I had 16hrs. 25mins. of yard out of 31 days; April 2007 I had 4hrs. 20mins out of 15 days.

This is not a normal program as stated by the OCII, the CDCR Inmate Appeals system has serious flaws when the California Department of Corrections and Rehabilitation can not cure the issues in this prison nor can it be ran correctly. The administration uses lack of staff, if the California Department of Corrections and Rehabilitation can't run this prison than close it down problem solved. By violating my right to outside exercise you violate the Eighth Amendment of the Constitution, and this happens almost on a daily basis.

Respectfully Submitted,

Date: April 15th, 2007.



Larry D. Padilla P-05966
P.O. Box 1050 / A3-202L
Soledad, Ca. 93960-1050

On 2/14/07 I received a CDC 602 that I filed on 1-17-07
Nothing was pertained to others in the action requested,
so I blocked it out and resubmitted— since the filing of
this CDC-602 the program has not been normal (see calendar
year Jan-Feb.)

State of California
CDC FORM 695
Screening For:
CDC 602 Inmate/Parolee Appeals
CDC 1824 Reasonable Modification or Accommodation Request

RE: Screening at the FIRST Level

May 21, 2007

PADILLA, P05966
A3 202

Log Number: SVSP-A-

(Note: Log numbers are not assigned to screen out appeals or informal level appeals)

The enclosed documents are being returned to you for the following reasons:

You have submitted an appeal that duplicates a previous appeal upon which a decision has been rendered or is pending (CCR 3084.3(c)(2)).

The appellant has failed to comply with the original screening form dated 05/08/07 which instructs/orders him to provide supporting documents for his appeal issue. The appellant refuses to cooperate and instead attempts to submit a new 602 on the same issue and attempts to introduce "staff complaint" against the Appeals Coordinator. The appellant's dissatisfaction with the screening of his original appeal does not rise to the level of staff misconduct. It is not staff misconduct when staff are performing their duties within the scope of their assignment. If the appellant desires to submit an appeal regarding staff misconduct by a specific staff member, he may do so. The appellant has failed to provide any specific information to provide substantive proof that any staff acted in an inappropriate manner, or that the Appeals Coordinator failed to properly evaluate his original appeal.

Appeals Coordinator

NOTE: Failure to follow instruction(s) will be viewed as non-cooperation and your appeal will be automatically dismissed pursuant to CCR 3084.4(d). This screening decision may not be appealed. If you believe this screen out is in error, please return this form to the Appeals Coordinator with an explanation of why you believe it to be in error, and supporting documents. You have only 15 days to comply with the above directives.

PERMANENT APPEAL ATTACHMENT – DO NOT REMOVE

INMATE/PAROLEE

APPEAL FORM

CDC 602 (12/87)

Location: Institution/Parole Region

Log No.

Category

1. _____

1. _____

10

2. _____

2. _____

You may appeal any policy, action or decision which has a significant adverse affect upon you. With the exception of Serious CDC 115s, classification committee actions, and classification and staff representative decisions, you must first informally seek relief through discussion with the appropriate staff member, who will sign your form and state what action was taken. If you are not then satisfied, you may send your appeal with all the supporting documents and not more than one additional page of comments to the Appeals Coordinator within 15 days of the action taken. No reprisals will be taken for using the appeals procedure responsibly.

NAME	NUMBER	ASSIGNMENT	UNIT/ROOM NUMBER
Padilla, Larry	P-05966	N/A	A3-202L

A. Describe Problem: This CDC-602 and CDC-1858 is on T.Variz CCII and this administration for failing to supply the Plan of OPs to this prisoner - and therefore violating this prisoners Right to Appeal per Title 15 §3084.1.(a)(b) (See Exh."A")... Upon receiving T.Variz's CDCR-695 form, I requested the Plan of OPs from C/O Zorn my 3/W floor officer who stated and I quote "I (he) has yet to receive any Plan of OPs", I also asked C/O Roach my 2/W floor officer who also said "He has yet to receive the Plan of OPs". I have now been denied "Opt-Side-Exercise" in excess of 20 days. Due to T.Variz CCII negligence in getting the Plan of OPs his/her self, due to the fact I have been locked in my cell 24 hours aday and -

If you need more space, attach one additional sheet.

RECEIVED MAY 21 2007

B. Action Requested: That the Appeals Coordinator T.Variz CCII find another position other than Appeals Coordinator; That due to the negligence of T.Variz that exhibit "A" be processed and logged, along with this CDC-602.

Inmate/Parolee Signature: _____

Date Submitted: 5/20/07

C. INFORMAL LEVEL (Date Received: _____)

DELIVERED MAY 22 2007

Staff Response: _____

Staff Signature: _____

Date Returned to Inmate: _____

D. FORMAL LEVEL

If you are dissatisfied, explain below, attach supporting documents (Completed CDC 115, Investigator's Report, Classification chrono, CDC 128, etc.) and submit to the Institution/Parole Region Appeals Coordinator for processing within 15 days of receipt of response.

Signature: _____

Date Submitted: _____

Note: Property/Funds appeals must be accompanied by a completed Board of Control form BC-1E, Inmate Claim

CDC Appeal Number: _____



Continued from CDC-602 A.Describe Problem

have NO way to get this form, nor has any been passed out... Due to this fact you T.Variz have violated the Title 15 and the due process clause.

Respectfully Submitted,

Date: May 20th, 2007.

RECEIVED MAY 21 2007

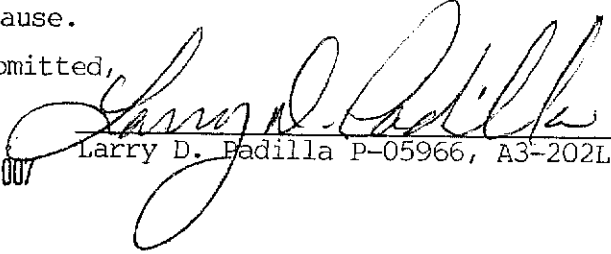

Larry D. Padilla P-05966, A3-202L

Exhibit A

STATE OF CALIFORNIA

DEPARTMENT OF CORRECTIONS

CDC 1858 (2/97)

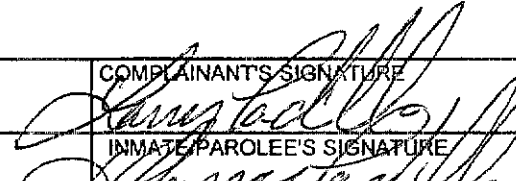
RIGHTS AND RESPONSIBILITY STATEMENT

The California Department of Corrections has added departmental language (shown inside brackets, in non-boldface type) for clarification purposes.

Pursuant to Penal Code 148.6, anyone wishing to file an allegation of misconduct by a departmental peace officer must read, sign and submit the following statement:

YOU HAVE THE RIGHT TO MAKE A COMPLAINT AGAINST A POLICE OFFICER [this includes a departmental peace officer] **FOR ANY IMPROPER POLICE [or peace] OFFICER CONDUCT. CALIFORNIA LAW REQUIRES THIS AGENCY TO HAVE A PROCEDURE TO INVESTIGATE CITIZENS' [or inmates'/parolees'] COMPLAINTS. YOU HAVE A RIGHT TO A WRITTEN DESCRIPTION OF THIS PROCEDURE. THIS AGENCY MAY FIND AFTER INVESTIGATION THAT THERE IS NOT ENOUGH EVIDENCE TO WARRANT ACTION ON YOUR COMPLAINT; EVEN IF THAT IS THE CASE, YOU HAVE THE RIGHT TO MAKE THE COMPLAINT AND HAVE IT INVESTIGATED IF YOU BELIEVE AN OFFICER BEHAVED IMPROPERLY. CITIZEN [or inmate/parolee] COMPLAINTS AND ANY REPORTS OR FINDINGS RELATING TO COMPLAINTS MUST BE RETAINED BY THIS AGENCY FOR AT LEAST FIVE YEARS.**

IT IS AGAINST THE LAW TO MAKE A COMPLAINT THAT YOU KNOW TO BE FALSE. IF YOU MAKE A COMPLAINT AGAINST AN OFFICER KNOWING IT IS FALSE, YOU CAN BE PROSECUTED ON A MISDEMEANOR CHARGE. [An inmate/parolee who makes a complaint against a departmental peace officer, knowing it is false, may be issued a serious disciplinary rule violation, in addition to being prosecuted on a misdemeanor charge.]

COMPLAINANT'S PRINTED NAME	COMPLAINANT'S SIGNATURE	DATE SIGNED	
Larry D. Padilla		5/20/07	
INMATE/PAROLEE PRINTED NAME	INMATE/PAROLEE'S SIGNATURE	CDC NUMBER	DATE SIGNED
Larry D. Padilla		P-05966	5/20/07
RECEIVING STAFF'S PRINTED NAME	RECEIVING STAFF'S SIGNATURE	DATE SIGNED	
CCII, T. Variz			

DISTRIBUTION:

ORIGINAL -

Public - Institution Head/Parole Administrator

Inmate/Parolee - Attach to CDC form 602

Employee - Institution Head/Parole Administrator

COPY - Complainant

INMATE / PAROLEE APPEAL SCREENING FORM

INMATE:

Padilla

CDC #:

P05966

CDC HOUSING:

A3-202

CDCR-695

THIS IS NOT AN APPEAL RESPONSE - THIS APPEAL IS EITHER REJECTED FOR REASONS NOTED BELOW OR RETURNED TO MORE INFORMATION OR FOR YOU TO ATTACH SUPPORTING DOCUMENTS.

PLEASE FOLLOW INSTRUCTIONS AND RETURN YOUR CDC 602 WITHIN 15 WORKING DAYS

- | | |
|--|--|
| <input type="checkbox"/> Requested Action Already Taken | <input type="checkbox"/> Requested Appeal Withdrawn |
| <input type="checkbox"/> Duplicate Appeal; Same Issue | <input type="checkbox"/> Appeal Previously Received and Processed |
| <input type="checkbox"/> Appealing Action Not Yet Taken | <input type="checkbox"/> Incomplete 602 - Complete Next Appropriate Section |
| <input checked="" type="checkbox"/> Incomplete Appeal - Documents Not Attached | <input type="checkbox"/> Incomplete 602 - Sign and Date Appropriate Section |
| <input type="checkbox"/> Time Constraints Not Met | <input type="checkbox"/> Limit of One Continuation Page May Be Attached |
| <input type="checkbox"/> Cannot Submit On Behalf Of another Inmate | <input type="checkbox"/> Incomplete Disciplinary Appeal - Missing Documents* |
| <input type="checkbox"/> Appeal Process Abuse - Inappropriate Statements | <input type="checkbox"/> Incomplete Property Appeal - Missing Documents* |
| <input type="checkbox"/> No Significant Adverse Effect Demonstrated | <input type="checkbox"/> Failed to Provide Necessary Copies of Chrono(s)* |
| <input type="checkbox"/> Action / Decision Not Taken By CDCR | <input type="checkbox"/> Appeal Process Abuse - Pointless Verbiage |
| <input type="checkbox"/> Action Sought Is Under Sentencing Court Jurisdiction | <input type="checkbox"/> May Submit One (1) Non-Emergency Appeal Per Week |
| <input type="checkbox"/> Submit Issue to Assigned Parole Office | <input type="checkbox"/> Attempting to Change Original Appeal Issue |
| <input type="checkbox"/> Appeal Matter to VCGCB | <input type="checkbox"/> Not Authorized to Bypass Any Level |
| <input type="checkbox"/> DRB Decisions Are Not Appealable | <input type="checkbox"/> Appeal Issue & Reasonable Accommodation Not 1824 |
| <input type="checkbox"/> Request for Interview; Not an Appeal | <input type="checkbox"/> Do Not Combine Staff Complaints with Other Issues |
| <input type="checkbox"/> More than one issue -one issue per appeal | <input type="checkbox"/> Emergency Not Warranted-CCR 3084.7 |
- ☐ Not a Request Form; Use CDCR-7362 - to access Medical Services, submit your request on a CDCR-Form 7362, Health Care Services Form, and send it to the Medical Department for an appointment. *If necessary, sign up for sick call.*

PLEASE ATTACH AS NOTED BELOW:

- | | |
|--|--|
| <input type="checkbox"/> CDC 115/Hearing Officer's Results | <input type="checkbox"/> CDC 128C Medical Chrono |
| <input type="checkbox"/> CDC 115 with IE/DA information | <input type="checkbox"/> CDC 1819 Denied Publications |
| <input type="checkbox"/> Supplemental Reports to CDC 115 | <input type="checkbox"/> CDC 128 A |
| <input type="checkbox"/> CDC 1030 Confidential Disclosure | <input type="checkbox"/> CDC 128 B |
| <input type="checkbox"/> CDC 114D Lockup Order | <input type="checkbox"/> CDC 143 Property Transfer Receipt |
| <input type="checkbox"/> CDC 128G ICC/UCC | <input type="checkbox"/> Cell Search Slip |
| <input type="checkbox"/> CDC 128G CSR Endorsement Chrono | <input type="checkbox"/> Receipts |
| <input type="checkbox"/> CDC 839/840 Class/Reclass Score Sheet | <input type="checkbox"/> Qtr. Pkg. Inventory Slip |
| <input type="checkbox"/> CDC 7219 Medical Report | <input type="checkbox"/> Trust Account Statement |
| <input type="checkbox"/> Other: SEE COMMENTS BELOW | <input type="checkbox"/> Property Inventory Receipt |

Comments: You may write on back of this form to clarify or respond to the above.

attach the Plan of Ops

T. Variz, Correctional Counselor-II
Appeals Coordinator
Salinas Valley State Prison

Received 5/18/07

Date: *5-14-07*

This screening action may not be appealed. If you allege the above reason is inaccurate, then attach an explanation on a separate piece of paper, or use the back of this screen out - do not write any more on the appeal itself. Please return this form to the Appeals Coordinator with the necessary information attached.

PERMANENT APPEAL ATTACHMENT - DO NOT REMOVE

Copy with Inmate: Larry D. Padilla P-05966

INMATE/PAROLEE

APPEAL FORM

CDC 602 (12/87)

Location: Institution/Parole Region

Log No.

Category

1. _____

1. _____

2. _____

2. _____

You may appeal any policy, action or decision which has a significant adverse affect upon you. With the exception of Serious CDC 115s, classification committee actions, and classification and staff representative decisions, you must first informally seek relief through discussion with the appropriate staff member, who will sign your form and state what action was taken. If you are not then satisfied, you may send your appeal with all the supporting documents and not more than one additional page of comments to the Appeals Coordinator within 15 days of the action taken. No reprisals will be taken for using the appeals procedure responsibly.

NAME	NUMBER	ASSIGNMENT	UNIT/ROOM NUMBER
Padilla, Larry	P-05966	N/A	A3-202L

A. Describe Problem: I'am again writing this CDC-602 on the Warden and his staff for denying this prisoner of "Out-Side Exercise" a violation of the Eighth Amendment. Since May 1, 2007 to the present date, I have been locked in my cell for 24 hours a day for an incident (isolated) assault in which the weapon, victim and the assulter were contain... This incident involved two Hispanic prisoners - yet I'am paying the ultimate price for it by being denied any type of program at all. This trend of violations date back to my arrival here at Salinas Valley State Prison in which "Out-Side Exercise" has been a main factor of a Constitutional violation of the Eighth Amendment. Padilla Vs. Evans, CV-06-1725 pending.

If you need more space, attach one additional sheet.

B. Action Requested: That this Administration be held accountable for violations of the Eighth Amendment for the blatant unjustifiable lock-downs at \$100.00 per day for isolated incidents that deal with races other than my own. (2) That these violations be stopped so that I may be allowed my program & out-side exercise. (3) No lock-downs should occur for isolated incident, unless it involves a riot or 3 or more combatants.

Inmate/Parolee Signature: _____

Date Submitted: 5/13/07

C. INFORMAL LEVEL (Date Received: _____)

Staff Response: _____

Staff Signature: _____ Date Returned to Inmate: _____

D. FORMAL LEVEL

If you are dissatisfied, explain below, attach supporting documents (Completed CDC 115, Investigator's Report, Classification chrono, CDC 128, etc.) and submit to the Institution/Parole Region Appeals Coordinator for processing within 15 days of receipt of response.

Signature: _____ Date Submitted: _____

Note: Property/Funds appeals must be accompanied by a completed Board of Control form BC-1E, Inmate Claim

CDC Appeal Number: _____



DELIVERED MAY 18 2007

PROGRAM STATUS REPORT

PART B - PLAN OF OPERATION / STAFF & INMATE NOTIFICATION

INSTITUTION

Salinas Valley State Prison

EFFECTIVE DATE OF PLAN

May 2, 2007

PRECIPITATING INCIDENT LOG NUMBER

SVSP-FAP-07-05-0310

☐ NORMAL PROGRAM☒ MODIFIED PROGRAM☐ LOCKDOWN☐ STATE OF EMERGENCY☒ INITIAL☐ UPDATE☐ CLOSURE

RELATED INFORMATION (CHECK ALL THAT APPLY)

AREA AFFECTED	INMATES AFFECTED	REASON
<input type="checkbox"/> INSTITUTION <input checked="" type="checkbox"/> FACILITY: A <input type="checkbox"/> HOUSING UNIT: <input type="checkbox"/> VOCATION: <input type="checkbox"/> EDUCATION: <input type="checkbox"/> OTHER:	<input checked="" type="checkbox"/> ALL <input type="checkbox"/> BLACK <input type="checkbox"/> WHITE <input type="checkbox"/> HISPANIC <input type="checkbox"/> OTHER	<input checked="" type="checkbox"/> BATTERY W/WEAPON SBI <input type="checkbox"/> DEATH <input type="checkbox"/> RIOT / DISTURBANCE <input type="checkbox"/> GROUPING <input type="checkbox"/> OTHER:
MOVEMENT <input type="checkbox"/> NORMAL <input checked="" type="checkbox"/> ESCORT ALL MOVEMENT: All Hispanics are to be escorted in handcuffs. <input checked="" type="checkbox"/> UNCLOTHED BODY SEARCH PRIOR TO ESCORT <input type="checkbox"/> CONTROLLED MOVEMENT <input type="checkbox"/> OTHER:	WORKERS <input checked="" type="checkbox"/> CRITICAL WORKERS ONLY: Black, Other and White inmates only with Captain approval. <input checked="" type="checkbox"/> CULINARY: Black, Other and White inmates only with Captain approval. <input type="checkbox"/> CLERKS <input type="checkbox"/> VOCATION/EDUCATION <input type="checkbox"/> CANTEEN <input type="checkbox"/> CLOTHING ROOM <input type="checkbox"/> RESTRICTED WORK PROGRAM <input type="checkbox"/> PORTERS <input type="checkbox"/> NO INMATE WORKERS	DAYROOM <input type="checkbox"/> NORMAL <input checked="" type="checkbox"/> NO DAYROOM ACTIVITIES <input type="checkbox"/> MODIFIED:
FEEDING <input type="checkbox"/> NORMAL <input checked="" type="checkbox"/> CELL FEEDING <input type="checkbox"/> CONTROLLED FEEDING IN DINING ROOM <input type="checkbox"/> HOUSING UNIT/DORM AT A TIME <input type="checkbox"/> DORM POD AT A TIME <input type="checkbox"/> TIER AT A TIME <input type="checkbox"/> HOUSING UNIT SECTION AT A TIME <input type="checkbox"/> SACK MEAL BREAKFAST <input checked="" type="checkbox"/> SACK MEAL LUNCH <input type="checkbox"/> SACK MEAL DINNER	SHOWERS <input type="checkbox"/> NORMAL <input type="checkbox"/> ESCORTED <input checked="" type="checkbox"/> ONE INMATE PER SHOWER HEAD <input type="checkbox"/> CELL PARTNERS TOGETHER - OWN TIER <input type="checkbox"/> DORM SHOWERING BY GROUP <input type="checkbox"/> CRITICAL WORKERS ONLY <input type="checkbox"/> NO SHOWERS	RECREATION <input type="checkbox"/> NORMAL <input checked="" type="checkbox"/> NO RECREATIONAL ACTIVITIES <input type="checkbox"/> MODIFIED:
DUCATS <input type="checkbox"/> ALL DUCATS HONORED <input type="checkbox"/> MEDICAL DUCATS ONLY <input type="checkbox"/> CLASSIFICATION DUCATS <input checked="" type="checkbox"/> PRIORITY DUCATS ONLY	MEDICAL <input type="checkbox"/> NORMAL MEDICAL PROGRAM <input type="checkbox"/> PRIORITY DUCATS ONLY <input type="checkbox"/> MTA CONDUCT ROUNDS IN UNITS <input checked="" type="checkbox"/> INMATES ESCORTED TO SICK CALL <input type="checkbox"/> EMERGENCY MEDICAL ONLY <input type="checkbox"/> OTHER:	CANTEEN <input type="checkbox"/> NORMAL <input checked="" type="checkbox"/> NO CANTEEN <input type="checkbox"/> MODIFIED:
VISITING <input checked="" type="checkbox"/> NORMAL VISITING <input type="checkbox"/> NON-CONTACT ONLY <input type="checkbox"/> NO VISITING <input checked="" type="checkbox"/> OTHER: UNDER ESCORT	LEGAL LIBRARY <input type="checkbox"/> NORMAL <input checked="" type="checkbox"/> APPROVED COURT DEADLINES: PLU inmates will receive priority and be scheduled first to progress to GLU inmates	PACKAGES <input type="checkbox"/> NORMAL <input checked="" type="checkbox"/> NO PACKAGES <input type="checkbox"/> MODIFIED:
		PHONE CALLS <input type="checkbox"/> NORMAL <input checked="" type="checkbox"/> NO PHONE CALLS <input type="checkbox"/> MODIFIED:
		RELIGIOUS SERVICES <input type="checkbox"/> NORMAL <input type="checkbox"/> NO RELIGIOUS SERVICES <input checked="" type="checkbox"/> MODIFIED: In Cell Worship Only.

REMARKS On May 1, 2007 at approximately 0908 hours staff observed Inmate Chavez (P-38635) assaulting Inmate Solano (T-66753) on the Facility "A" Patio with an inmate manufactured slashing type of weapon. Inmate Solano was found to have sustained numerous injuries constant with the use of a weapon.

PREPARED BY:

S. Hatton, Facility "A" Captain (A)

DATE

05/02/07

NAME / SIGNATURE (WARDEN)

M.S. Evans, Warden

DATE

05/02/07

NAME / SIGNATURE (WARDEN)

5/2/07

ORIGINAL: Appeals Coordinator SVSP

COPY: Padilla, L. P-05966

STATE OF CALIFORNIA

DEPARTMENT OF CORRECTIONS

**INMATE/PAROLEE
APPEAL FORM**

CDC 602 (12-87)

Location	Institution/Parole Region	Log No.	Category
1. _____	1. _____	1. _____	1. _____
2. _____	2. _____	2. _____	2. _____

You may appeal any policy, action or decision which has a significant adverse affect upon you. With the exception of Serious CDC 115s, classification committee actions, and classification and staff representative decisions, you must first informally seek relief through discussion with the appropriate staff member, who will sign your form and state what action was taken. If you are not then satisfied, you may send your appeal with all the supporting documents and not more than one additional page of comments to the Appeals Coordinator within 15 days of the action taken. No reprisals will be taken for using the appeals procedure responsibly.

NAME	NUMBER	ASSIGNMENT	UNIT/ROOM NUMBER
Padilla, L.	P-05966	AM Porter	A3-2025

A. Describe Problem: I'm filing this CDC-602 on M.S. Evans and D.A. Mantel for violating the Eighth Amendment by denying me "Outside Exercise" by using any means possible to delay the program in order to deny "Outside Exercise" to my self. In doing so this Administration is getting paid for doing nothing but sitting or standing around. I have been denied "Outside Exercise" since 5/16/07, and for the month of Aug. 2007 I have had a total of 4 hours of outside - exercise. This is in violation of the Eighth Amendment's cruel punishment. This lock down was on staff but to my knowledge all participants were dealt with days ago, this also states DELIBERATE INDIFFERENCE by this Administration.

If you need more space, attach one additional sheet.

B. Action Requested: That a full investigation be done by an outside entity due to the fact that this prison is in a state corruption.

Inmate/Parolee Signature: _____

Date Submitted: 8/28/07

C. INFORMAL LEVEL (Date Received: _____)

Staff Response: _____

Staff Signature: _____

Date Returned to Inmate: _____

D. FORMAL LEVEL

If you are dissatisfied, explain below, attach supporting documents (Completed CDC 115, Investigator's Report, Classification chrono, CDC 128, etc.) and submit to the Institution/Parole Region Appeals Coordinator for processing within 15 days of receipt of response.

Signature: _____

Date Submitted: _____

Note: Property/Funds appeals must be accompanied by a completed Board of Control form BC-1E, Inmate Claim

CDC Appeal Number: _____



STATE OF CALIFORNIA
DEPARTMENT OF CORRECTIONS AND REHABILITATION
INMATE APPEALS BRANCH
P. O. BOX 942883
SACRAMENTO, CA 94283-0001

DIRECTOR'S LEVEL APPEAL DECISION

APR 23 2008

Date:

In re: Larry Padilla, P05966
Salinas Valley State Prison
P.O. Box 1020
Soledad, CA 93960-1020

IAB Case No.: 0721294

Local Log No.: SVSP-07-05013

This matter was reviewed on behalf of the Director of the California Department of Corrections and Rehabilitation (CDCR) by Appeals Examiner K. J. Allen. All submitted documentation and supporting arguments of the parties have been considered.

I APPELLANT'S ARGUMENT: It is the appellant's position that he has been unfairly denied outside exercise time by administration staff at Salinas Valley State Prison (SVSP). The appellant states that he was unfairly included in the modified program on Facility "A" at the institution that involved Level III inmates. The appellant states that he is a Level IV inmate and was not involved in the incident that was in the facility gymnasium. The appellant requests on appeal that the lockdown and modified program only pertain to those inmates involved in the incident that lived in the gymnasium. He also requests that Facility "A" staff stop violating his constitutional rights by denying him outside exercise.

II SECOND LEVEL'S DECISION: The reviewer found that it is the responsibility of the institution's management to create and maintain as safe an environment for the staff and inmates as possible. The reviewer indicated that the institution takes this responsibility very seriously and that safety is the number one priority. The appellant was reminded of several incidents that have occurred on Facility "A." The reviewer notes that although the most recent incident occurred in the gymnasium, the incident may also pertain to those inmates who are housed in the facility buildings and that both Level III and Level IV inmates share the facility programs and recreational areas. Since the date of this incident, the SVSP administration has acted in a responsible fashion to attempt to return Facility "A" to normal program. However, the assessment of available information gathered and the continuing violent acts committed and/or attempted by the inmate population indicates that staff cannot safely return the entire inmate population to normal program at this time. The use of classification committees, file reviews, the Investigative Services Unit, the Institutional Gang Investigators, and searches are all critical components to return Facility "A" into a full programming facility. All departmental policies on the prevention of disorders were appropriately followed by staff. The reviewer notes that the appellant failed to provide any evidence to substantiate his claims that his constitutional rights were violated. The appeal was denied at the Second Level of Review.

III DIRECTOR'S LEVEL DECISION: Appeal is denied.

A. FINDINGS: It is standard practice in the Department to place a facility on modified program after major disturbances. It is also appropriate for staff to question the inmate population to ascertain the current safety of staff and other inmates on the facility. Pursuant to departmental regulations, institutional security takes precedence over all other program operations. Individual wardens are required to establish operating procedures to ensure the safety and security of the institution, staff, and inmates. The appellant has failed to supply sufficient evidence that he has been unfairly punished or that staff have violated departmental rules or regulations in their application of the modified program on Facility "A."

The appellant's claim that his constitutional rights have been violated is not supported by the information contained within this appeal. Additionally, it would be irresponsible and unsafe for facility management staff to allow inmates in one of the facility's housing units to program normally during an emergency situation just because the incident occurred in another living area on the facility. The appellant has failed to provide any new or compelling information to warrant a modification to the decision reached by the institution. Relief in this matter at the Director's Level of Review is unwarranted.

LARRY PADILLA, P05966
CASE NO. 0721294
PAGE 2

B. BASIS FOR THE DECISION:

California Code of Regulations, Title 15, Section: 3001, 3004, 3005, 3270, 3271, 3300, 3380, 3391

C. ORDER: No changes or modifications are required by the institution.

This decision exhausts the administrative remedy available to the appellant within CDCR.

A handwritten signature in black ink, appearing to be 'N. Grannis', written in a cursive style.

N. GRANNIS, Chief
Inmate Appeals Branch

cc: Warden, SVSP
Appeals Coordinator, SVSP

A P P E A L - F I R S T L E V E L R E V I E W

S A L I N A S V A L L E Y S T A T E P R I S O N

DATE: December 02, 2007

NAME: Inmate Padilla CDC #P-05966

APPEAL #: SVSP-A-07-05013

APPEAL DECISION: Partially Granted

SUMMARY OF APPEAL: Appellant states that he was denied outside exercise a basic human need, because of the actions of the Level III inmates housed in the Facility 'A' Gym.

Appellant is requesting on appeal that lockdowns pertaining to the gym be contained inside of the gym. Also that staff on 'A' Facility stop violating the Eighth Amendment by denying him outside exercise.

SUMMARY OF INVESTIGATION:

The appellant was interviewed on 12-02-07 by Sergeant D. Galloway. During this interview, the appellant stated that he was informed by the Attorney General to 602 every lockdown in order for his case about being on lockdown has a paper trail that shows all the lockdowns. The appellant has nothing else to add to his appeal.

The appellant was informed that once a lockdown or modified program has been investigated and no further issues are present on the yard, program will return to normal, soon as possible. This is per OP 11 (A)

APPEAL RESPONSE: Based on the above, this appeal is Partially Granted.

If you are dissatisfied with this decision, you may appeal to the First Level by following the instructions on your appeal form.

D. Galloway
D. Galloway,
Facility 'A' Sergeant 2w
Salinas Valley State Prison

D.M. Mantel
D.M. Mantel
Facility 'A' Captain
Salinas Valley State Prison

State of California

Department of Corrections and Rehabilitation

Memorandum

Date: January 4, 2008

To: Inmate Padilla, P-05966
Salinas Valley State Prison

Subject: SECOND LEVEL APPEAL RESPONSE LOG NUMBER-SVSP-A-07-05013

ISSUE:

Appellant states he was denied outside exercise a basic human need, because of the actions of the Level III Inmates housed in the Facility A Gym.

Appellant requests on appeal that lockdowns pertaining to the gym be contained inside of the gym. Also that staff stop violating the Eighth Amendment by denying him outside exercise.

REGULATIONS:

PC 5054 Control of penal institutions and inmates
CCR 3005 (b) Conduct
DOM 55015 Unlock Protocol Guidelines CONFIDENTIAL

SUMMARY OF INVESTIGATION:

The First Level of Review (FLR) was completed on December 2, 2007. R. Mojica, Correctional Lieutenant, was assigned to investigate this appeal at the Second Level of Review. All submitted documentation and supporting arguments have been considered. Additionally, a thorough examination has been conducted regarding the claim presented by the appellant and evaluated in accordance with Salinas Valley State Prison Operational Procedures (OP); the CCR; and the Departmental Operations Manual (DOM).

In accordance with the California Penal Code §5054 Control of penal institutions and inmates; the supervision, management and control of the state prisons is vested with the Director. Through the Policies and Regulation Branch, the Director for the California Department of Corrections and Rehabilitation has established the unlock protocol process as a meaningful and necessary means of assessing incidents. Those departmental regulations are outlined in Confidential Department Operations Manual (DOM) §55015 Unlock Protocol Guidelines.

DOM §55015 is confidential, therefore the specifics of the regulation cannot be discussed with the appellant. But the intent of the protocols is to ensure the safety and security of the institution. Procedures such as the interview process

Inmate Padilla, P05966

Case No. SVSP-A-07-05013

Page 2

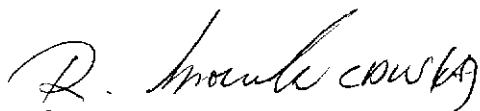
and incremental releases as well as other tools are policies put in place to assist the managers in maintaining, to the best of our ability, all of our safety.

The various measures taken on Facility A have been necessary due to the numerous incidents that have occurred. Although the incident may have occurred in the gym, the issues may also pertain to those inmates who are housed in the facility buildings as the both Level III, and Level IV inmates share the facility programs, and recreational areas.

There was no evidence provided or discovered to substantiate the appellants claims that his Constitutional Rights were violated, therefore his request for compensation have no merit.

DECISION: The appeal is denied.

The appellant is advised that this issue may be submitted for a Director's Level of Review if desired.

A handwritten signature in cursive script, appearing to read "G. A. Neotti".

G. A. NEOTTI
Chief Deputy Warden
Salinas Valley State Prison

STATE OF CALIFORNIA

DEPARTMENT OF CORRECTIONS

INMATE/PAROLEE
APPEAL FORM
CDC 602 (12/67)

Location: Institution/Parole Region

Log No.

Category

1.

2.

A3

You may appeal any policy, action or decision which has a significant adverse affect upon you. With the exception of Serious CDC 115s, classification committee actions, and classification and staff representative decisions, you must first informally seek relief through discussion with the appropriate staff member, who will sign your form and state what action was taken. If you are not then satisfied, you may send your appeal with all the supporting documents and not more than one additional page of comments to the Appeals Coordinator within 15 days of the action taken. No reprisals will be taken for using the appeals procedure responsibly.

Mod program

NAME	NUMBER	ASSIGNMENT	UNIT/ROOM NUMBER
Padilla, Larry	P-05966	AM Porter	A3-202L

A. Describe Problem: I'am writing this 602 on M.S.Evans (Warden) and D.M.Mantel (Captain) for denying this prisoner "Outside Exercise" a basic human need. On or about Oct.24th,2007 I was placed on lock down for the actions of Level 3 inmates housed in the GYM on this Level 4 SNY-Yard. Then to prolong this issue even longer, Interviews started on Nov.5th,2007 for something pertaining to Level 3 inmates. Note: No Plan of Operation/Inmate Notification have been passed out on this incident.

If you need more space, attach one additional sheet.

B. Action Requested: That lock downs pertaining to Level 3 inmates housed in the GYM be contained to those inmates, as I'am a Level 4 inmate.

And that this Facility "A" Sny-Yard staff stop violating the Eighth Amendment by denying me "Outside Exercise"

Inmate/Parolee Signature: Larry Padilla Date Submitted: 11/06/07

C. INFORMAL LEVEL (Date Received: 11-17-07)

Staff Response: DEINED; DUE TO O.P. 11 AND SAFETY AND SECURITY OF INSTITUTION,

Staff Signature: MA Seward Date Returned to Inmate: 11-17-07

D. FORMAL LEVEL

If you are dissatisfied, explain below, attach supporting documents (Completed CDC 115, Investigator's Report, Classification chrono, CDC 128, etc.) and submit to the Institution/Parole Region Appeals Coordinator for processing within 15 days of receipt of response.

I'm dissatisfied with the response of the Informal Level, as it explains nothing of why I was being locked down for level three inmate's housed in the GYM, and again NO Inmate Notification slips have been past out.

Signature: Larry Padilla Date Submitted: 11/17/07

Note: Property/Funds appeals must be accompanied by a completed Board of Control form BC-1E. Inmate Claim

CDC Appeal Number:

First Level ☐ Granted ☒ P. Granted ☐ Denied ☐ Other

E. REVIEWER'S ACTION (Complete within 15 working days): Date assigned: 11-20-07 Due Date: 1-4-08

Interviewed by: _____

RECEIVED/COMPLETED RESPONSE ON

Staff Signature: D. Mantel Title: Sgt. Date Completed: 12-2-07
 Division Head Approved: Am Mantel Title: Capt Returned: REC'D DEC 12 2007
 Signature: _____ Date to Inmate: _____

F. If dissatisfied, explain reasons for requesting a Second-Level Review, and submit to Institution or Parole Regional Appeals Coordinator within 15 days of receipt of response.

I'm "Dissatisfied" although the First Level response states "Partially Granted" ? in what since, nothing is stated. therefore I request that I be compensated for these abuses, and blatant disregard of my constitutional rights for every day I have been lockdown for some one elses actions.

Signature: Larry L. Padilla Date Submitted: 12/15/07

Second Level ☐ Granted ☐ P. Granted ☒ Denied ☐ Other

G. REVIEWER'S ACTION (Complete within 10 working days): Date assigned: 12-17-07 Due Date: 1-16-08

☐ See Attached Letter

Signature: G. Mignea Date Completed: 1/3/08

Warden/Superintendent Signature: R. Mendenhall (SWP) Date Returned to Inmate: REC'D JAN 22 2008

H. If dissatisfied, add data or reasons for requesting a Director's Level Review, and submit by mail to the third level within 15 days of receipt of response.

"Dissatisfied" In every response, the administration finds an excuse for their actions, violations of constitutional rights occur every day - Compensation for these violations are appropriate and the issues do have merit when M.S. Evans, (Warden) and D.M. Mantel, (Captain), continue to violate the Eighth Amendments "Cruel and Unusual Punishments" by denying me a "basic human need of Outside Exercise" for this incident.

Signature: Larry L. Padilla Date Submitted: 1/23/08

For the Director's Review, submit all documents to: Director of Corrections
 P.O. Box 942883
 Sacramento, CA 94283-0001
 Attn: Chief, Inmate Appeals

DIRECTOR'S ACTION: ☐ Granted ☐ P. Granted ☒ Denied ☐ Other

☒ See Attached Letter

A

INMATE APPEAL ROUTE SLIP

To: CA1

Date: November 20, 2007

From: INMATE APPEALS OFFICE

Re: Appeal Log Number **SVSP-A-07-05013** By Inmate **PADILLA, Po5966**

Please assign this appeal to appropriate staff for **FIRST** level response.

Appeal Issue: PROGRAM

Due Date: **01/04/2008**

Special Needs:

12.28.07

STAFF INSTRUCTIONS: **Per Director's Rule 3084.5(f) (2) first level appeal review requires a personal interview with the inmate unless the appeal is granted.** This policy is not within the institution's jurisdiction and cannot be waived. Director's Rule 3084.5(f) (3) provides that a telephonic interview may be conducted if the inmate is not available in person.

Begin response with GRANTED, DENIED, PARTIALLY GRANTED or WITHDRAWN. When complete, return appeal to the Appeals Office. All first level appeals require signature of the Division Head. Appeals that are incomplete will be returned for appropriate completion.

Refer to D.O.M. 54100 for instructions.

T. VARIZ, CC-II / E. MEDINA CC-II
Appeals Coordinators
Salinas Valley State Prison

Gallegos
Alton
12.21.07

NOV 21 2007

STATE OF CALIFORNIA

DEPARTMENT OF CORRECTIONS

**INMATE/PAROLEE
APPEAL FORM**

CDC 602 (12/87)

Location: Institution/Parole Region

Log No.

Category

1. SVSP A-08-00578

1. _____

2. _____

2. _____

You may appeal any policy, action or decision which has a significant adverse affect upon you. With the exception of Serious CDC 115s, classification committee actions, and classification and staff representative decisions, you must first informally seek relief through discussion with the appropriate staff member, who will sign your form and state what action was taken. If you are not then satisfied, you may send your appeal with all the supporting documents and not more than one additional page of comments to the Appeals Coordinator within 15 days of the action taken. No reprisals will be taken for using the appeals procedure responsibly.

NAME	NUMBER	ASSIGNMENT	UNIT/ROOM NUMBER
<u>Padilla, L.</u>	<u>P-05966</u>	<u>AM/PORTER</u>	<u>A3-202L</u>

A. Describe Problem: I'am again filing this CDC-602 on M.S.Evans, (Warden) and his Administration of Faculty "A-Yard" for again denying this prisoner of a basic human need: "Outside Exercise", in which I'am being punished for an isolated incident that occurred on Jan. 25th, 2008 Between (2) two prisoners - This is an ongoing problem that continues to occur any time M.S.Evans and his Administration see fit. For instance on Jan. 4-7, 8, 11, 12, 23, 25-28 to date, I was denied "Outside Exercise" for basicly the same circumstances. This is in violation of the U.S. Constitutions Eighth Amendments "Cruel and Unusual Punishment. I request that this CDC-602 be ongoing for the remainder of THIS lockdown I'am being forced to again endure.

If you need more space, attach one additional sheet.

B. Action Requested: That I be compensated for every day that I'am unjustly being denied "Outside Exercise", and denying me a constitutional right by law.

Inmate/Parolee Signature: [Signature]Date Submitted: 1/28/08

C. INFORMAL LEVEL (Date Received: _____)

Staff Response: _____

This lockdown was needlessly prolonged, ostensibly for security reasons, but actually as punishment and retaliation

Staff Signature: _____

Date Returned to Inmate: _____

D. FORMAL LEVEL

If you are dissatisfied, explain below, attach supporting documents (Completed CDC 115, Investigator's Report, Classification chrono, CDC 128, etc.) and submit to the Institution/Parole Region Appeals Coordinator for processing within 15 days of receipt of response.

Signature: _____

Date Submitted: _____

Note: Property/Funds appeals must be accompanied by a completed Board of Control form BC-1E, Inmate Claim

CDC Appeal Number: _____

COPY ORIGINAL: M.S.Evans, (Warden)

COPY: L.Padilla, P-05966 (Prisoner)

Sent to SUMNER 1/10

STATE OF CALIFORNIA

DEPARTMENT OF CORRECTIONS

INMATE/PAROLEE
APPEAL FORM

CDC 602 (12/87)

Location: Institution/Parole Region

Log No.

Category

1 _____

1 _____

2 _____

2 _____

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NAME	NUMBER	ASSIGNMENT	UNIT/ROOM NUMBER
Padilla, Larry	P-05966	AM Porter	A3-202

2
A. Describe Problem: I'am writing this CDC-602 on M.S.Evans, (Warden) and his staff on Facility "A-Yard" for "Deliberate Indifference", stemming from an isolated incident that occurred on or about Jan. 25~~th~~ 2008. I'am being searched for no other reason than self gratification and to prolong this lockdown needlessly, ostensibly for security reasons, but actually as punishment and retaliation for something I had neither knowledge or a part of. This violate's Title 15 §3287(2): Such inspections will not be used as a punitive measure nor to harass an inmate. Please note that this search is stemming from an isolated incident and NOT a riot. Due to this lockdown, I'am being denied my ALA status by not being allowed "Outside -

If you need more space, attach one additional sheet.

*CONTINUED ON FOLLOWING PAGE

B. Action Requested: That I be compensated for the blatant deliberate indifference towards this prison, and to punish and make an example of M.S.Evans and his staff and to deter others fr from similar conduct.

To stop unjustifiable searches.

Inmate/Parolee Signature: _____ Date Submitted: 02/07/08

C. INFORMAL LEVEL (Date Received: _____)

Staff Response _____

Staff Signature: _____ Date Returned to Inmate: _____

D. FORMAL LEVEL

If you are dissatisfied, explain below, attach supporting documents (Completed CDC 115, Investigator's Report, Classification chrono, CDC 128, etc.) and submit to the Institution/Parole Region Appeals Coordinator for processing within 15 days of receipt of response.

Signature: _____ Date Submitted: _____

Note: Property/Funds appeals must be accompanied by a completed

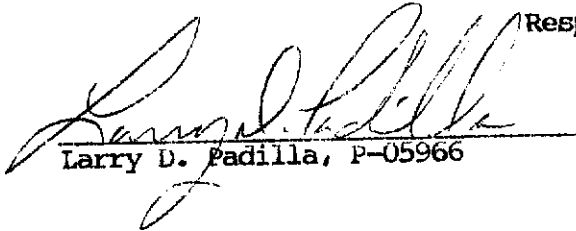
CDC Appeal Number: _____

Board of Control form BC-1E Inmate Claim

* CONTINUED FROM CDC-602 ON "SEARCHES"

Exercise", Canteen", "Packages ect." I have been searched on the following dates:
1/3/07, 2/27/07, 4/7/07, 5/18/07, 11/26/07, 12/29/07 and this search 02/07/08,
these are just what I was given a S.V.S.P. Form RR004-98 "Cell Search Slip" most
times no forms are given, these are the ones that were (above).

Respectfully Submitted,



Larry D. Padilla, P-05966



Salinas Valley State Prison
Larry D. Padilla, P-05966
P.O. Box 1050 / A3-202L
Soledad, Ca. 93960-1050

Confidential Correspondence
Per C.C.R. Title 15 §3141

LEGAL MAIL

To: M.S. Evans, (Warden) SVSP
31625 Hwy 101
Soledad, Ca. 93960-9529

PROOF OF SERVICE

I hereby declare that I am over the age of 18 years of age, a resident of the State of California and a party/not a party (mark one out) to the within cause of action. That on this date I did cause a true and correct copy of Inmate/Parolee Appeal Form CDC-602 Served to M.S. Evans (Warden) SVSP at the Informal Level. to be served on the parties to the action by:

XXX depositing same in the U.S. Mail with first class postage prepaid and addressed as follows:

 delivering same in person to the address as follows and placing into the control of the below listed party or their representative;

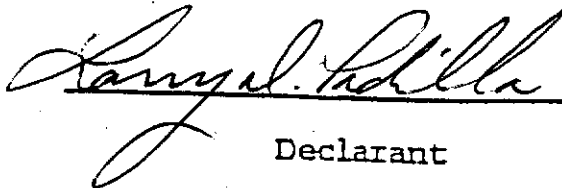
To: M.S. Evans (Warden) SVSP

31625 Hwy 101

Soledad, Ca. 93960-9529

EXECUTED THIS 9th DAY OF March, 2008, UNDER PENALTY OF PERJURY

IN Salinas Valley State Prison, CALIFORNIA.


Declarant

STATE OF CALIFORNIA

DEPARTMENT OF CORRECTIONS

INMATE/PAROLEE
APPEAL FORM

CDC 602 (12/87)

Location: Institution/Parole Region

Log No.

Category

1. _____

1. _____

2. _____

2. _____

You may appeal any policy, action or decision which has a significant adverse affect upon you. With the exception of Serious CDC 115s, classification committee actions, and classification and staff representative decisions, you must first informally seek relief through discussion with the appropriate staff member, who will sign your form and state what action was taken. If you are not then satisfied, you may send your appeal with all the supporting documents and not more than one additional page of comments to the Appeals Coordinator within 15 days of the action taken. No reprisals will be taken for using the appeals procedure responsibly.

NAME	NUMBER	ASSIGNMENT	UNIT/ROOM NUMBER
Padilla, Larry	P-05966	AM PORTER	A3-202L

A. Describe Problem. On March 3rd, 2008, I was placed on lockdown, cell fed and denied all "Outside exercise and/or Dayroom" based on an anonymous "kite", and this was in violation of C.C.R. Title 15 §3321(b)(1), since an anonymous source is not "reliable" in any sense of the law. See, Cato v. Rushen, 824 F.2d 703. This denied the appellant of his "Due Process" and was an arbitrary punishment in violation of CDCR's own rules. These prison officials took this action with the knowledge that, this incident again did not involve the appellant, and who sought to retaliate against appellant for suing the prison for the denial of "Outside Exercise" under a guise of yet another (invalid excuse).

If you need more space, attach one additional sheet.

B. Action Requested: (1) That SVSP Facility "A", D.M. Mantel (Captain), S. Halton (Lieutenant) and M.S. Evans (Warden) are on Notice that this punishment violates C.C.R. §3321(b)(1) et seq., and the 9th Circuit's precedent in Cato v. Rushen, 824 F.2d 703; 2. That this and future violations of appellant's right's as such be sanctionable at \$1,000 per day X3 at this time for the violation of appellant's rights in the amount of \$3,000. Date Submitted: 03/09/08

Inmate/Parolee Signature: _____

C. INFORMAL LEVEL (Date Received: _____)

Staff Response: _____

Staff Signature: _____ Date Returned to Inmate: _____

D. FORMAL LEVEL

If you are dissatisfied, explain below, attach supporting documents (Completed CDC 115, Investigator's Report, Classification chrono, CDC 128, etc.) and submit to the Institution/Parole Region Appeals Coordinator for processing within 15 days of receipt of response.

Signature _____

Date Submitted: _____

CDC Appeal Number: _____

Note: Property/Funds appeals must be accompanied by a completed Board of Control form BC-1E, Inmate Claim

PROOF OF SERVICE

I hereby declare that I am over the age of 18 years of age, a resident of the State of California and a party/not a party (mark one out) to the within cause of action. That on this date I did cause a true and correct copy of Inmate/Parolee Appeal Form CDC-602 Served to M.S. Evans (Warden) SVSP at the Informal Level. to be served on the parties to the action by:

XXX depositing same in the U.S. Mail with first class postage prepaid and addressed as follows:

 delivering same in person to the address as follows and placing into the control of the below listed party or their representative;

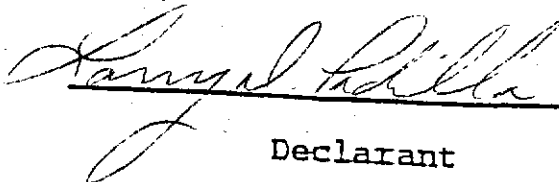
To: M.S. Evans (Warden) SVSP

31625 Hwy 101

Soledad, Ca. 93960-9529

EXECUTED THIS 9th DAY OF March, 2008, UNDER PENALTY OF PERJURY

IN Salinas Valley State Prison, CALIFORNIA.


Declarant

STATE OF CALIFORNIA

DEPARTMENT OF CORRECTIONS

INMATE/PAROLEE
APPEAL FORM

CDC 602 (12-87)

Location: Institution/Parole Region

Log No.

Category

1. _____

1. _____

2. _____

2. _____

You may appeal any policy, action or decision which has a significant adverse affect upon you. With the exception of Serious CDC 115s, classification committee actions, and classification and staff representative decisions, you must first informally seek relief through discussion with the appropriate staff member, who will sign your form and state what action was taken. If you are not then satisfied, you may send your appeal with all the supporting documents and not more than one additional page of comments to the Appeals Coordinator within 15 days of the action taken. No reprisals will be taken for using the appeals procedure responsibly

NAME Padilla, Larry	NUMBER P-05966	ASSIGNMENT AM PORTER	UNIT/ROOM NUMBER A3-202L
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A. Describe Problem On 3/09/08 I was mailing a CDC-602 to M.S.Evans, C/O Barclay stated he could not accept it, after speaking with this officer, he then spoke to Sgt. Metcalfe at which time Sgt. Metcalfe told C/O Barclay that I basically couldn't send a 602 out through the mail. Therefore Sgt. Metcalfe is in violation of the following: C.C.R. Title 15 §§ 3141; 308411/ and the "Due Process Clause" of the State and Federal Constitution while "under the "Color of Law"... It is my belief that Sgt. Metcalfe is retaliating against me do to the law suits and CDC-602's being wrote on this yard do to their blatant disregard to this appellants rights, the CDC-602 is part of my Federal law suit - Sgt. Metcalfe and this Administration are denying

If you need more space, attach one additional sheet. (CONTINUED ON FOLLOWING PAGE)

B. Action Requested: (1) That NO retaliation be taken by Sgt. Metcalfe or his peers; (2) That Sgt. Metcalfe compensate appellant in the sum of \$1,000 for the blatant deliberate indifference towards this prisoner; (3) That Sgt Metcalfe be retrained, do to his lack of knowledge of the C.C.R. Title 15.

Inmate/Parolee Signature: Larry PadillaDate Submitted: 3/18/08

C. INFORMAL LEVEL (Date Received: _____)

Staff Response: _____

Staff Signature: _____

Date Returned to Inmate: _____

D. FORMAL LEVEL

If you are dissatisfied, explain below, attach supporting documents (Completed CDC 115, Investigator's Report, Classification chrono, CDC 128, etc.) and submit to the Institution/Parole Region Appeals Coordinator for processing within 15 days of receipt of response.

Signature: _____

Date Submitted: _____

Note: Property/Funds appeals must be accompanied by a completed Board of Control form BC-1E, Inmate Claim

CDC Appeal Number: _____

me access to the courts by delaying my 602, by telling me to put it in a "BOX" that this Sergeant or this Administration never open to retrieve 602's, and this violates the time limits per Title 15 §3084.6.

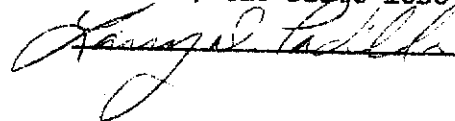
This CDC-602 is also a STAFF COMPLAINT but to be treated as an Inmate/ Parolee Appeal Form per C.C.R. Title 15. AND TO BE CLEAR; This CDC-602 is on Sgt. Metcalfe for refusing me legal correspondence by mail per C.C.R. Title 15 §3141 a Federal Offence while under the color of law.

I declare under the penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Respectfully Submitted,

Date: 3/18/08

Larry D. Padilla, P-05966
P.O. Box 1050 / A3-2021
Soledad, Ca. 93960-1050



Please Note: This CDC-602 Inmate/Parolee Appeal Form that Sgt. Metcalfe refused to let me mail to the warden M.S. Evans is an on going Federal Law Suit Case No. Cv-06-1725 MJJ.

Exhibit F

Inmate Wins Federal Case



Inmate wins federal case

Jury directs Folsom staffers to pay \$39,000 in punitive damages.

By Denny Walsh - dwalsh@sacbee.com

Published 12:00 am PST Sunday, November 11, 2007

A federal court jury has found an inmate's constitutional right to be free of cruel and unusual punishment was violated when he was deprived of outdoor exercise during four extended lockdowns at a state prison in Folsom.

The jury awarded Gregory Lynn Norwood only \$11 in nominal compensatory damages but also directed six high-ranking current and former corrections officials to pay Norwood a total of \$39,000 in punitive damages.

Punitive damages are meant to punish and make an example of defendants and to deter others from similar conduct.

According to a trial brief filed on behalf of the corrections officials, lockdowns are normally recommended by the facility captain and approved by the prison's warden.

Cheryl Pliler, a former warden at the prison, was assessed \$16,000 in punitive damages. Another former warden, Mike Knowles, who is also retired, was assessed \$3,000; Thomas Goughnour, a former associate warden who is retired, \$5,500; James Walker, a former associate warden who is now the prison's warden, \$1,500; Steve Vance, still a captain at the prison, \$11,500; David Willey, a former prison captain who now works in the Sacramento headquarters of the Department of Corrections and Rehabilitation, \$1,500.

The jury of seven women and one man deliberated nine hours and returned its verdict Thursday.

At the heart of Norwood's civil rights lawsuit were the four lockdowns of the facility where he was housed at California State Prison, Sacramento ♦ also known as New Folsom ♦ in 2002 and 2003. The lockdowns stemmed from separate prisoner attacks on staff.

African American general population prisoners in B Facility, of which Norwood was one, were locked down for 14 of the 22 months from Jan. 4, 2002, to Nov. 4, 2003.

Norwood, 46, who is doing life without parole on first-degree murder and second-degree robbery convictions, claimed the lockdowns deprived him of outdoor exercise, resulting in stress, anxiety, depression, headaches and muscle cramps.

He contended the lockdowns were needlessly prolonged, ostensibly for security reasons, but actually as punishment and retaliation.

Investigations of stabbing assaults involving staff take months, while investigations of incidents that do not implicate staff are completed in a matter of days, Norwood claimed.

He alleged the stabbing assaults that gave rise to the lockdowns were spontaneous and isolated incidents and there was no continuing threat from the general population.

During a lockdown, according to the defendants' trial brief, all normal programs are canceled and inmates are confined to their cells seven days a week, 24 hours a day, with the exception of a five-minute shower every other day, excluding Sundays.

Lockdowns are meant to allow prison staff time to investigate the events that triggered them, prevent further incidents, remove and isolate inmates responsible, and diffuse tensions under controlled conditions, the defendants' trial brief says.

Norwood represented himself throughout the life of the suit, which was filed in December 2003.

But things took an unusual turn midway through the trial.

Circumstances convinced U.S. District Judge Garland E. Burrell Jr., who was presiding, that Norwood may unwittingly have deprived himself of a fair trial. On Nov. 1, the judge sought assistance for Norwood from the University of California, Davis, School of Law Civil Rights Clinic.

With very short notice and the trial in recess, two law students and Carter White, director of the clinic, met with Norwood, conducted an abbreviated investigation and prepared questions for witnesses.

The students, Erin Haney and Nagmeh Shariatmadar, questioned corrections officials who testified, and White questioned an inmate who corroborated many of Norwood's claims. White also made the rebuttal closing argument on behalf of Norwood.

While students have often represented prisoners in the 14 years of the clinic's existence, they had never been on the winning side of a jury trial, White said in an interview.

"It's very difficult to persuade a jury that corrections officials should not be accorded

deference in the operation of a prison," he noted. "In this instance, the jurors wanted to send a different message. They clearly saw their role in this as righting a wrong."

Before excusing the jury, Burrell told its members they had given life to the phrase "equal justice under law."

Three Strikes Legal - Index

Salinas Valley State Prison
Larry D. Padilla, P-05966
P.O. Box 1050 / A3-202
Coloedad, Ca. 93960-1050

To: Clerk, U.S. District Court
Northern District of California
280 South First Street, Rm. 2112
San Jose, Ca. 95113-3095

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